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**From:** POLITICO Pro Energy Whiteboard [politicoemail@politicopro.com]  
**Sent:** 12/11/2017 7:52:57 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Judges appear skeptical of stopping kids' climate lawsuit early

By Alex Guillén

12/11/2017 02:51 PM EDT

Two appellate judges today hinted they believe a lawsuit brought by children seeking dramatic government action against greenhouse gas emissions should be allowed to continue, even as they raised significant questions about whether the suit can succeed.

The 9th Circuit Court of Appeals heard arguments today after the Trump administration asked it to take the unusual step of blocking the matter from reaching a trial phase. The Trump administration says the children do not have standing to bring the lawsuit.

But two of the 9th Circuit judges expressed skepticism at the unprecedented step of getting involved at this stage.

Judge Marsha Berzon, a Clinton appointee, said the suit is troublingly broad, but acknowledged that lawsuits are often narrowed at trial. "I would hope if this case did go forward that it would be pared down and focused and directed at particular orders or agencies," said Berzon.

Chief Judge Sidney Thomas, another Clinton appointee, said stopping the case now would mean the court would be "flooded" with similar requests for all kinds of suits.

Meanwhile, Judge Alex Kozinski, a Reagan appointee, appeared skeptical of the case's future, opining about what would happen if the Trump administration defied a court order to act and questioning the children's standing to sue.

Thomas also raised concerns about whether the children can plausibly seek relief over such a complex issue. Their attorney argued that courts have ordered the government to take wide-ranging action before, as with school desegregation.

**WHAT'S NEXT:** If the 9th Circuit lets the suit move forward, discovery will resume and a new trial date will be set, likely for sometime next year.

*To view online:*

<https://www.politicopro.com/energy/whiteboard/2017/12/judges-appear-skeptical-of-stopping-kids-climate-lawsuit-early-233916>

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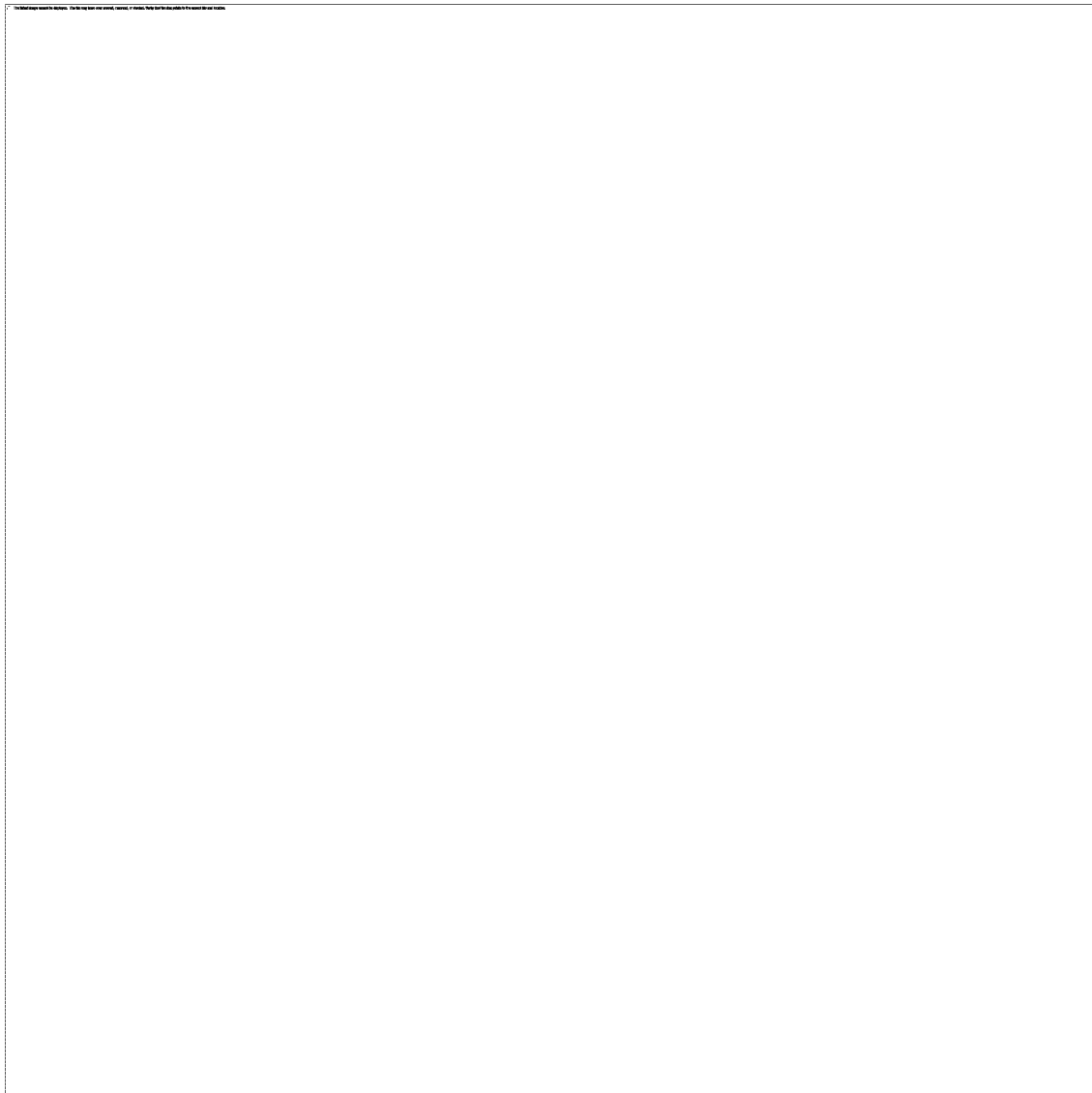
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Message

**From:** ECOS [ecos=ecos.org@mail125.sea31.mcsv.net]  
on behalf of ECOS [ecos@ecos.org]  
**Sent:** 12/8/2017 9:15:53 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** States Explore Priorities for E-Enterprise, Shaw & Rodriquez Testify on Hill, & More

ECOSWIRE | Vol. 19 No. 45

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# ECOSWIRE

Friday, December 8, 2017

Vol. 19 No. 45

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## States Meet to Explore Priorities for E-Enterprise for the Environment

This week, a group of state representatives met in Wilmington, Delaware, to discuss their E-Enterprise for the Environment short- and long-term vision and priorities. Discussion built upon the E-Enterprise blueprint principles and components.

The group identified areas of focus and identified actions and needs to bring back to the E-Enterprise and Exchange Network Management Board and Interoperability and Operations Team for further discussion.

Participating states included Arkansas, Arizona, Colorado, Delaware, Massachusetts, New Hampshire, New Mexico, Oklahoma, and Wyoming. Tom Burack, a former EELC State Co-Chair, provided support along with ECOS and other supporting staff.

States will share input with U.S. EPA and tribes in the coming weeks. [Graves]

*Bottom row (l to r): Mary Montoya of NM, Beth Graves of ECOS, Victoria Phillips of MA, Steve Girt of WY, Tom Burack (supporting), Bob Zimmerman of DE.*  
*Top row (l to r): Josh Kalfas of OK, Kurt Rakouskas of ECOS, Gary Heller of AZ, Louis Sweeney (supporting), Chris Simmers of NH, Mitch Rouse of AR, Colleen Gause of AR, Andy Putnam of CO.*

## House Funds Federal Government through December 22

The House of Representatives on December 7 passed a short-term continuing resolution (CR) to fund the federal government through December 22. The measure, which funds the government at FY17 levels, passed on a 235 to 193 vote. It is expected to pass the Senate and be signed by President Trump prior to the expiration of the current CR on December 9.

Congressional leaders from both parties met December 7 at the White House for negotiations on an FY18 omnibus spending bill – a necessity as a bill cannot pass on a party-line vote. However, both parties' firm stances on their priorities for the omnibus make it uncertain whether one will pass before an additional CR becomes necessary. [McAleer]

## Shaw, Rodriquez Testify in Senate on Waste Cleanup Challenges following Natural Disasters

This week, ECOS member Bryan Shaw of Texas testified before Congress a third time this fall about hurricane environmental response, this time along with ECOS colleague Matthew Rodriquez of California.

Shaw and Rodriquez appeared before the Senate Environment and Public Works Subcommittee on Superfund, Waste Management, and Regulatory Oversight at a hearing entitled *Challenges Facing Superfund and Waste Cleanup Efforts Following Natural Disasters*.

Both ECOS members emphasized the successful federal-state partnerships to protect human health and the environment in the wake of hurricanes and fires alike. [Piper]



*Secretary Rodriguez (left) and Chairman Shaw at Senate EPW Hearing.*

## **U.S. EPA Seeks State Input on Draft FY 2018 Regional Performance Commitments**

U.S. EPA has shared with ECOS its [draft FY 2018 regions-to-headquarters performance commitment reports](#) for state feedback.

These draft commitments are for specific performance measures associated with the final FY 2018-2019 National Program Manager Guidances released in September 2017. The draft commitments reflect state performance contributions to these measures. Regional reports to EPA headquarters include individual draft state performance contributions, where available. Only measures negotiated between EPA headquarters and Regions appear (non-commitment indicators without targets do not appear). States are encouraged to provide input to their EPA regional office by December 15.

The NPM Guidances, along with the schedule for finalizing commitments, can be found [here](#). Note that the reports do not include draft commitments for the Office of Enforcement and Compliance Assurance (OECA) measures. Those commitments will be made at a later date. Questions regarding OECA's commitment setting schedule can be directed to [Michele McKeever](#) of EPA or to your Regional OECA contacts.

All other questions can be directed to [Beth Burchard](#) of EPA's Office of the Chief Financial Officer. [McAleer]

## **Pruitt Touts Cooperative Federalism Agenda in House Testimony**

Testifying December 7 before the House Energy & Commerce Committee's Subcommittee on Environment regarding U.S. EPA's "Back to Basics" agenda, Administrator Scott Pruitt cited restoring power to the states through cooperative federalism as one of the agency's priorities. Other goals of the agenda, Pruitt said, are refocusing the agency on its core mission and leading the agency through improved processes and adhering to the rule of law.

"EPA needs to be a better partner to the states, which all have unique challenges and needs when it comes to meeting environmental goals," Pruitt said. "An important aspect of becoming a better partner is recognizing that a one-size-fits-all strategy to achieve environmental outcomes has not, and will not, work. For example, as the agency continues the process of defining 'Waters of the United States,' I have traveled to over 27 states in order to get different perspectives, to hear from people about how this rule affects different

parts of the country. ...This type of top-down regulation does not foster a cooperative relationship with the states that Congress intended in the Clean Water Act.”

Pruitt also noted that the agency intends to propose a new Clean Water Act jurisdiction rule by April.

Pruitt’s testimony is available [here](#). [Parisien]

## **Senate Confirms Bodine to Lead U.S. EPA OECA**

The Senate on December 7 confirmed Susan Bodine to be U.S. EPA’s Assistant Administrator for Enforcement and Compliance Assurance. Among other high-ranking positions, Bodine has served as Chief Counsel for Senate Environment and Public Works Committee and Assistant Administrator for Solid Waste and Emergency Response in the George W. Bush Administration.

Since September, she has worked as a Senior Advisor to EPA Administrator Scott Pruitt. [Parisien]

## **U.S. EPA, ECOS, ITRC, and Others Take Action on PFAS**

U.S. EPA [announced](#) on December 5 plans to launch a cross-agency effort to address per and polyfluoroalkyl substances (PFAS), a diverse group of compounds that are persistent in the environment and resist degradation. The effort will be led by the agency’s Offices of Science Policy and Water, and aims to identify near-term actions EPA will take to support local communities; increase research; and enhance coordination with states, tribes, and federal partners.

This effort coincides with other actions states and organizations are taking to address this

national area of environmental concern. ECOS is working with states, the Association of State and Territorial Health Officials, and EPA to create case studies on communicating risks of PFAS. ECOS and EPA also share a PFAS workgroup comprised of state and federal partners seeking to share best practices in dealing with PFAS. The Interstate Technology and Regulatory Council recently released several fact sheets designed to help state regulatory program personnel effectively inform and make timely decisions regarding PFAS.

For more information on PFAS, see here. [Longworth]

## **U.S. EPA Opts Not to Issue Financial Responsibility Rules for Hardrock Mining**

U.S. EPA announced December 1 that it will not issue final regulations for financial responsibility requirements for certain hardrock mining facilities.

"After careful analysis of public comments, the statutory authority, and the record for this rulemaking, EPA is confident that modern industry practices, along with existing state and federal requirements, address risks from operating hardrock mining facilities," said EPA Administrator Scott Pruitt. "Additional financial assurance requirements are unnecessary and would impose an undue burden on this important sector of the American economy and rural America, where most of these mining jobs are based."

EPA published proposed regulations under section 108(b) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) on January 11, and the public comment period closed on July 11. EPA was under a court-ordered deadline to take final action on this rulemaking by December 1.

"EPA's actions to rescind the CERCLA 108(b) financial assurance rule is another positive step by EPA in eliminating redundant regulations and recognizing the importance of cooperative federalism," said Todd Parfitt, Director of Wyoming Department of Environmental Quality.

ECOS was involved in discussions surrounding the rulemaking but did not take a formal position. A pre-publication version of this action may be viewed [here](#). [Parisien]

## Phoenix Awards Recognize Brownfields Excellence

Real estate developers, environmentalists and other public and private sector professionals were honored on December 6 in Pittsburgh, Pennsylvania, at an awards ceremony during [Brownfields 2017](#), an annual training conference cosponsored by U.S. EPA and the International City/County Management Association. The Phoenix Awards Institute, Inc. and its award sponsor, ALCOA, hosted the event to celebrate accomplishments on 12 projects that bring back communities by leveraging downtown and community revitalization, knowledge corridors for job growth, waterfront redevelopment projects, wetlands restoration, flood control projects, healthcare, job training, and community centers. ECOS provided staff support to the Phoenix Awards preparation and program.

The 2017 winners for each region are:

- Region 1: Springfield Union Station, Springfield, Massachusetts
- Region 2: Berry Lane Park, Jersey City, New Jersey
- Region 3: Pennovation Center, Philadelphia, Pennsylvania
- Region 4: Lake Conestee Nature Park, Greenville, South Carolina
- Region 5: Big Marsh, Chicago, Illinois
- Region 6: Orleans Juvenile Justice Center, New Orleans, Louisiana
- Region 7: New Bohemia District Redevelopment, Cedar Rapids, Iowa
- Region 8: Crossroads Commerce Park, Denver, Colorado
- Region 9: DLA San Joaquin Tracy Site, Tracy, California
- Region 10: Tillamook County Southern Flow Corridor, Tillamook, Oregon



There were also Community Impact Awards (Hamilton Health Center, Harrisburg, Pennsylvania and Jimmy John's Field, Utica, Michigan), a Grand Prize Award (Springfield Union Station, Springfield, Massachusetts), a First Runner Up Award (Lake Conestee Nature Park, Greenville, South Carolina), and a People's Choice Award (Jimmy John's Field) that was selected by more than 1,000 conference attendees. [Longworth]

## State Communications Leads Sought for New ECOS Community of Practice

ECOS invites all members to provide the contact information for their agency's lead communications expert to become part of our new Communications Community of Practice. In accordance with [ECOS President Todd Parfitt's 2017-2018 priorities](#), ECOS is launching this virtual learning community for state communications professionals to share best practices, success stories, challenges, and transferable lessons.

It is anticipated that once all contacts are identified, the group may have three calls per year and also use one another as resources to share questions and information. The group also will periodically interface with U.S. EPA communications leads from headquarters and the Regions.

Contact information for your state expert may be sent to [Nia Duke](#). [Duke]

## Reserve at Minnesota Hotel Now to Get a Head Start for the ECOS Spring Meeting

Watch *ECOSWIRE* later this month for a draft agenda and registration information for the March 20-22 ECOS Spring Meeting in St. Paul, Minnesota on *Getting to Results!*

In the meantime, get a jump on the crowd by reserving your hotel room. Call The Saint Paul Hotel at (800) 292-9292 and mention the **ECOS Spring Meeting** to receive the group rate. The special ECOS group rates of \$149 (government and staff room) and \$169

(deluxe room) plus tax are available until **February 19** or sellout of the room block, whichever is sooner. ECOS room nights include March 19, 20, and 21, with limited availability March 22. Check-in time is 4 p.m., and check-out time is noon. Cancellations must be made by 4 p.m. the day prior to arrival to avoid a no-show charge.

Sponsorship opportunities are available. Please contact [Lia Parisien](#) to discuss sponsorship. [Parisien]

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## State News You Can Use

[North Carolina Brownfields Program Celebrates 20 Years](#)

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[Tennessee Annual Report Highlights Air and Other Successes](#)

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[Pennsylvania Revives Solar Initiatives to Boost Clean Energy Jobs](#)

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[Texas Governor Selects TCEQ to Distribute \\$209 Million in Automakers' Settlement Funding](#)

## **ECOS Resource of the Week**

### **ITRC 2018 Online Trainings**

**The Interstate Technology & Regulatory Council's 2018 online training schedule is now available. Kicking off the year are:**

- **January 9:** Remedy Selection for Contaminated Sediments
- **January 11:** Long-term Contaminant Management Using Institutional Controls
- **January 23:** Groundwater Statistics for Environmental Project Managers
- **January 25:** Petroleum Vapor Intrusion: Fundamentals of Screening, Investigation, and Management

**See this [website](#) for more information and the full schedule.**  
**[Bodi]**

# **Need-to-Know News in Air, Water, & Chemicals and Emerging Contaminants**

## **EPA Announces Additional Public Listening Sessions on Proposed Repeal of CPP**

*Area of Focus:* Air

U.S. EPA has announced three additional public listening sessions on the proposed repeal of the Clean Power Plan. The sessions will be in San Francisco, CA, Gillette, WY, and Kansas City, MO.

“Due to the overwhelming response to our West Virginia hearing, we are announcing additional opportunities for the public to voice their views to the agency,” said EPA Administrator Scott Pruitt.

Public listening sessions will center on EPA’s proposed repeal of the Carbon Pollution Emission Guidelines for Existing Stationary Sources: Electric Utility Generating Units (commonly known as the Clean Power Plan). Dates and specific locations will be released in coming weeks; please see the website for details. All individuals wishing to speak are encouraged to register in advance.

Registration information will be posted on EPA’s website. [Poole]

## **Trump Names Pruitt to Chair Gulf Coast Ecosystem Restoration Council**

*Area of Focus:* Water

On December 6, President Donald Trump appointed U.S. EPA Administrator Scott Pruitt as the new Chair of the Gulf Coast Ecosystem Restoration Council. Administrator Pruitt was appointed following his unanimous selection by the five states on the council: Alabama, Florida, Louisiana, Mississippi, and Texas.

The Council is responsible for helping to restore the ecosystems and economies of the Gulf Coast region from the *Deepwater Horizon oil spill*. Pruitt succeeds the U.S. Secretary of Agriculture, who began serving as the council's Chair in March 2016.

Pruitt has tapped Kenneth Wagner, Senior Advisor to the Administrator for Regional and State Affairs, to serve as his designee on the Council. [Parisien]

## **PBT Comment Period Extended**

**Area of Focus:** *Chemicals and Emerging Contaminants*

U.S. EPA announced Wednesday that it is extending the public comment period to receive information on the five persistent, bioaccumulative, and toxic (PBT) chemicals that are subject to Section 6(h) of the Toxic Substances Control Act (TSCA), which requires EPA to take expedited regulatory action to address risks from certain PBT chemicals. Comments are now due **January 12, 2018**.

EPA is interested in information on uses, exposed populations, and products containing or alternatives to the following chemicals:

- Decabromodiphenyl ethers
- Hexachlorobutadiene
- Pentachlorothiophenol
- Phenol, isopropylated, phosphate (3:1)
- 2,4,6-Tris(tert-butyl) phenol

For more information, see [here](#). [Longworth]

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## **ECOS Member News**

## **Ehm to Serve as ECOS Region 7 Executive Committee Representative**

ECOS member Bill Ehm of Iowa will fill the unexpired term of recently elected ECOS Secretary-Treasurer Jim Macy of Nebraska as Region 7 ECOS Executive Committee Representative. Ehm's term runs until the conclusion of the 2018 Fall Meeting, at which point he will be eligible for his own two-year term as Regional Representative, should the Region 7 states so agree. [Parisien]

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## **E-Enterprise for the Environment**

*E-Enterprise*

### **Project Update: E-Enterprise Partner Profile Inventory**

The E-Enterprise Partner Profile Inventory project team has completed preliminary designs of its online inventory tool and collected its first round of feedback sessions with potential users.

The state-tribal project steering committee has been working with a team from Ross Strategic since March to scope and design an online community and living project inventory. The inventory will contain a broad scope of information, including partner agencies' information technology infrastructure, data exchange nodes and flows, process improvement efforts, and other program modernizations (e.g. advanced monitoring).

The online inventory portal will be a place where users can go to ask questions of their peers and to find members of other state and/or tribal agencies who might be working on similar projects. The team expects to begin seeking feedback from additional users in the

near future.

For more information and if you are interested in participating, please contact [Owen McAleer](#) of ECOS or click [here](#). [McAleer]

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## ITRC

*[Interstate Technology and Regulatory Council](#)*

### ITRC Releases Guidance Document on Fractured Rock

ITRC is pleased to release its newest guidance document: *Characterization and Remediation of Fractured Rock*. The guidance addresses significant advances in skills, tools, and lessons learned in understanding contaminant flow and transport in fractured rock environments. If the unique characteristics of fractured rock sites are understood, then modern tools and approaches can be applied to successfully set and meet characterization and remediation goals at these sites.

Access the document [here](#). Please join the Fractured Rock Team's first online training class, scheduled for **February 22, 2018**. [Bodi]

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## Career Opportunities

### ECOS RFP Seeks E-Enterprise and Exchange Network Coordinator

On behalf of the E-Enterprise for the Environment and Exchange Network Management Board and Interoperability and Operations Team, ECOS is seeking an experienced, highly motivated, self-employed contract professional with strong collaboration skills to serve as the E-Enterprise and Exchange Network Coordinator.

Proposals are due **January 5, 2018 at 5 p.m. Eastern**. Click [here](#) for details. [Parisien]

## **Wisconsin Hiring Air Program Office Manager**

The Wisconsin Department of Natural Resources is seeking applicants for the position of [Office Manager for the Air Program](#). The successful applicant will provide professional programmatic, financial, and administrative support throughout the state to Air Program staff and direct administrative support to the Program Director and Management Team. [Hanson]

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## **Upcoming Events**

### **Calls**

#### **Toxic Substances Reduction Workgroup/PFAS Workgroup**

ECOS' Toxic Substances Reduction Workgroup will hold its next monthly call on **December 12 at 3-4 p.m. Eastern**. The call will overlap with the ECOS-U.S. EPA PFAS Workgroup for 30 minutes; participants are invited to stay on the phone until 4:30 p.m. to engage in both calls.

The toxic substances call will first feature a recap from U.S. EPA on its [two December](#)



public meetings, which will cover the agency's progress in implementing changes to the New Chemicals Review Program and approaches for identifying potential candidate chemicals for EPA's prioritization process under the Toxic Substances Control Act. States that were not able to attend the EPA webinars will have the opportunity to ask questions and provide input.

At 3:30 p.m., the ECOS-EPA PFAS Workgroup will join the call for discussions of the new Michigan Executive Directive on PFAS and Washington State's PFAS action plan. Although the call ends at 4 p.m., toxic substances workgroup participants are invited to participate in the remaining part of the PFAS workgroup call until 4:30 and hear about more state PFAS initiatives.

An agenda will be sent soon. Email [Sarah Grace Longworth](#) of ECOS with questions or to express interest in participating. [Longworth]

## **December All-Member Call**

ECOS will hold its final 2017 All-Member Monthly Call on **December 14 at 3-4 p.m. Eastern** on data and analytics.

Please mark your calendars now. An agenda with dial-in information will be emailed to all ECOS members prior to the call. [Swanson]

## **Webinars**

### **ECOS on ECHO Improvements**

ECOS, as part of a joint governance effort with U.S. EPA under E-Enterprise for the Environment, has convened a workgroup of state representatives to identify potential improvements to the display, usability, and accuracy of EPA's Enforcement and Compliance History Online (ECHO) website. The state Co-Chairs are Mark Hildebrand and Sherri Tilley of Oklahoma, and the EPA Co-Chairs are John Dombrowski and Matt

Leopard. The team's conversations have identified a number of possible enhancements to improve the user experience and the display of facility compliance history.

In advance of the webinars, participants can learn more from this [summary document](#). Please note that the changes are proposals only at this point. The team requests that comments, questions, and markup of the document be sent to [Layne Piper](#) of ECOS.

The team also invites input on a brief set of questions regarding preferences for a specific set of display and labeling options. Please click [here](#) to participate.

Two identical webinars on **December 12 and January 11 at 12-2 p.m. Eastern** will address the proposed changes with the co-regulator community. [Register here](#), and you will receive instructions on calling into the conference line. [Piper]

## **U.S. EPA and Corps on WOTUS**

U.S. EPA and the Department of the Army invite their regulatory partners to a webinar on progress toward updating the definition of Waters of the United States (WOTUS). This webinar is limited to tribes, states, and local governments; their associations; and other federal agencies. The webinar will be held **December 12 at 1-2 p.m. Eastern**.

During the webinar, the agencies will provide an update on its:

- Proposal to change the effective dates of the 2015 rule;
- Step 1 proposal to reinstate the legal *status quo* prior to the 2015 Rule; and
- Progress on Step 2 – developing a new definition for “Waters of the United States,” including a discussion on what we have heard from stakeholders throughout the listening sessions.

To register, click [here](#). [Piper]

## **Exchange Network on Grant Applications**

In support of the FY 2018 Exchange Network (EN) Grant cycle, U.S. EPA is hosting webinars to assist interested applicants. The remaining two webinars will be held **December 12** and **January 10 at 1-2 p.m. Eastern**. Topics will include a summary of the FY 2018 EN Grant program, new and modified solicitation notice content, administrative procedures for submitting applications, tips on writing a high-quality application, and a question and answer session for potential applicants.

To participate, call (866) 299-3188 and use conference code 2025660466#, and access this [webinar link](#). An Adobe Connect account is not required to enter the webinar, and participants can simply log in as a guest.

For more information, please contact EPA's [Salena Reynolds](#). [McAleer]

## **U.S. EPA on Drinking Water Issues**

U.S. EPA's Office of Research and Development and Office of Water host a monthly [webinar series on small drinking water systems](#). The last webinar of the year will be held on **December 12** and address Residual Chlorine and Calibration Check for Chlorine Instruments.

More information on the small systems webinars, including recordings of past webinars and how to register, is available [here](#). [Hanson]

## **U.S. EPA Tools and Resources Webinar**

U.S. EPA will hold its next monthly Tools and Resources Webinar on **December 13 at 3-4 p.m. Eastern**. The call will center on the [Causal Analysis/Diagnosis Decision Information System \(CADDIS\)](#), an online resource that helps scientists find, organize, and use information to determine the likely causes of adverse biological effects in aquatic ecosystems.

EPA will highlight case studies in states that have used the tool and describe its uses for

analyzing data and identifying common stressors (including physical habitat, nutrients, metals, pH, toxic substances and temperature).

To register, click [here](#). [Longsworth]

## **Exchange Network on Agile Development**

Please join the Exchange Network on **December 18 at 2-3:30 p.m. Eastern** for an Open Call on Agile Development. The call will feature a case study of how Agile project management helped a small team of complete strangers from the Pennsylvania Department of Environmental Protection and the private sector rapidly develop a prototype mobile application that helps the public learn more about the local environment.

To participate, call (866) 299-3188 and use conference code 2025660248#, and access this [webinar link](#). [Parisien]

## **NEWMOA and NERC on C & D Materials Management & Markets in the Northeast**

The Northeast Waste Management Officials Association (NEWMOA) and Northeast Recycling Council (NERC) will host a webinar on Construction & Demolition (C&D) Materials Management and Markets in the Northeast on **January 17 at 2-3:30 p.m. Eastern**.

The discussion will center on two main areas:

- The results of NEWMOA's recently released analysis of data collected by the environmental agencies in Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, and Vermont on architectural C & D materials disposal, processing, and recovery for reuse and recycling.
- The results of a Massachusetts Department of Environmental Protection (MassDEP) funded study that evaluated the current and future status of C&D

debris management in Massachusetts, and identified and recommended potential opportunities for the diversion of a greater proportion of recyclable materials to recycling markets. NERC administered and contracted with DSM Environmental Services to conduct the project. MassDEP has established a goal of diverting 50 percent of C&D materials from disposal, but in recent years the actual diversion rate has plateaued at around 30 percent. The primary objective of the analysis undertaken by DSM was to first assess incoming and outgoing materials at Massachusetts C&D processors and handling facilities, and to determine what the opportunities and constraints are to increase materials diversion beyond 30 percent.

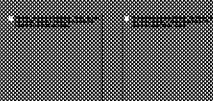
Register for the webinar [here](#). Please reach out to [Connor MacCartney](#) with any questions. [MacCartney]

## **ECOS on 2018 Clean Water SRF**

On **January 30 at 2-3:30 p.m. Eastern**, ECOS will host a webinar to highlight three states' innovative uses of Clean Water State Revolving Funds (CWSRF). The three featured projects demonstrate unique uses and dispersion of CWSRF funds, and offer valuable case studies that will build state capacity and knowledge.

See [this flyer](#) for more information on the presentations from Idaho, Iowa, and Massachusetts. The webinar is the product of a research project to document the flexibilities of the CWSRF. ECOS is working under a cooperative agreement with U.S. EPA's Office of Water.

Register [here](#) for the webinar, or contact [Layne Piper](#) for more information. [Piper]



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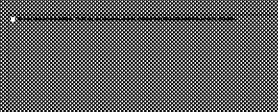
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**Sent:** 12/8/2017 9:14:47 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** EPA announces 21 Superfund sites to prioritize

By Emily Holden

12/08/2017 04:13 PM EDT

EPA has named 21 Superfund sites on its priority list for cleanup.

The list follows recommendations from a task force convened this summer. Administrator Scott Pruitt had previously said he would make a top-10 list of sites that needed the most attention.

"The list is designed to spur action at sites where opportunities exist to act quickly and comprehensively," EPA said in a press release. "The Administrator will receive regular updates on each of these sites."

There are more than 1,300 of the toxic waste sites around the country, and environmental advocates have warned that prioritizing just a few may take resources away from others and allow Pruitt to provide resources in states run by his political allies.

The new list includes sites in red states but also in New England and on the West Coast. It includes the San Jacinto Superfund site in the Houston area, which was damaged by flooding during Hurricane Harvey. EPA has already ordered two companies to pay \$115 million for cleanup efforts there.

*To view online:*

<https://www.politicopro.com/energy/whiteboard/2017/12/epa-announces-21-superfund-sites-to-prioritize-227092>

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**POLITICOPRO**

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This email was sent to dravis.samantha@epa.gov by: POLITICO, LLC 1000 Wilson Blvd. Arlington, VA, 22209, USA

---

Message

---

**From:** Air France [cartedembarquement@airfrance.fr]  
**Sent:** 12/8/2017 8:53:09 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Your Air France boarding pass for Paris, on 09 Dec  
**Attachments:** Mobile-boarding-pass-AF0055-09 Dec.png

**Boarding pass for flight DL8631**

Samanthak Dravis,

You are checked in on flight DL8631 on 09 Dec to Paris. Attached is your boarding pass.

We wish you a pleasant flight.



SKY  
PRIORITY

## Ex. 6 - Personal Privacy

**Samanthak Dravis**

**GOLD**

| SKYTEAM ELITE PLUS

Flight  
**DL8631**

**Washington**

**Paris**

**IAD**



**CDG**

Departure  
**18:35 / 09 DEC**

Operated by AIR FRANCE

	<b>Bag drop-off limit</b>	17:35	
	<b>Boarding</b>	17:45	<b>Gate -</b>
	<b>Gate closed</b> •	18:20	Zone 2
	<b>Seat</b>	<b>29F</b>	Economy
	<b>Arrival</b>	08:00 / 10 DEC Terminal 2E	

- After this time, you will no longer be allowed to board.

RESERVATION: Ex. 6 - Personal Privacy

E-TICKET: Ex. 6 - Personal Privacy

**AIRFRANCE**



Message

---

**From:** Air France [cartedembarquement@airfrance.fr]  
**Sent:** 12/8/2017 8:53:09 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Your Air France boarding pass for Rabat, on 10 Dec  
**Attachments:** Mobile-boarding-pass-AF1258-10 Dec.png

**Boarding pass for flight DL8695**

Samanthak Dravis,

You are checked in on flight DL8695 on 10 Dec to Rabat. Attached is your boarding pass.

We wish you a pleasant flight.

SKY  
PRIORITY

## Ex. 6 - Personal Privacy

**Samanthak Dravis**

**GOLD**

| SKYTEAM ELITE PLUS

Flight  
**DL8695**

**Paris**

**Rabat**

**CDG** ✈ **RBA**

Departure  
**10:25 / 10 DEC**

Operated by AIR FRANCE

○ Terminal	2E	
🕒 Boarding	09:50	Gate -
○ Gate closed •	10:05	
○ Seat	<b>07F</b>	Economy
○ Arrival	12:15	

- After this time, you will no longer be allowed to board.

RESERVATION Ex. 6 - Personal Privacy

E-TICKET Ex. 6 - Personal Privacy

**AIRFRANCE**  

Message

**From:** EPA@BCDTRAVEL.COM [EPA@BCDTRAVEL.COM]  
**Sent:** 12/8/2017 7:05:02 PM  
**To:** Davis, Gail [Davis.Gail@epa.gov]; EPA@BCDTRAVEL.COM; Kime, Robin [Kime.Robin@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**CC:** Willis, Sharnett [Willis.Sharnett@epa.gov]; Inge, Carolyn [Inge.Carolyn@epa.gov]  
**Subject:** Travel Receipt for DRAVIS/SAMANTHA K Travel date 09Dec  
**Attachments:** Travel Receipt Communication Attachment - [Ex. 6 - Personal Privacy] December 9 2017.PDF

TRAVELER NOTICE - Many airlines charge fees for baggage and other services. Amounts vary by airline and are subject to change.

Travelers are responsible for verifying all fees charged by individual carriers.

**Please visit the operating carrier website of your ticketed itinerary for applicable fees.**

To view your trip via Viewtrip, please click [here](#)

[Printer Friendly](#)

<b>Ticket Receipt</b>	
<b>Total Amount: 7,508.76 USD</b>	
This ticket information applies to the following trip(s):	
Delta Air Lines Flight 8631 from Washington DC to Paris on December 09 ( <b>Operated By: Air France</b> )	
Delta Air Lines Flight 8695 from Paris to Rabat on December 10 ( <b>Operated By: Air France</b> )	
Delta Air Lines Flight 7516 from Marrakech to Amsterdam on December 13 ( <b>Operated By: Transavia Airlines</b> )	
Delta Air Lines Flight 9358 from Amsterdam to New York NY on December 13 ( <b>Operated By: Klm Royal Dutch Airl</b> )	
Delta Air Lines Flight 4087 from New York NY to Washington DC on December 13 ( <b>Operated By: Endeavor Air Db</b> Delta Connection)	
ElectronicTicket Number:	[Ex. 6 - Personal Privacy]
Invoice Number:	[Ex. 6 - Personal Privacy]
Ticket Amount:	7,468.86 USD
Form of Payment:	[Ex. 6 - Personal Privacy]
Service Fee Numbr	
Service Fee Amount:	[Ex. 6 - Personal Privacy]
Form of Payment:	

<b>Travel Summary – Agency Record Locator</b> [Ex. 6 - Personal Privacy]					
<b>Traveler</b>					
DRAVIS / SAMANTHA K					
<b>Reference number by traveler:</b> [Ex. 6 - Personal Privacy]					
<b>Date</b>	<b>From/To</b>	<b>Flight/Vendor</b>	<b>Status</b>	<b>Depart/Arrive</b>	<b>Class/Type</b>
12/09/2017	IAD-CDG	DL 8631*	Confirmed	06:35 PM/08:00 AM +1	Economy / B
12/10/2017	CDG-RBA	DL 8695*	Confirmed	10:25 AM/12:15 PM	Economy / B
12/13/2017	RAK-AMS	DL 7516*	Confirmed	10:45 AM/03:40 PM	Economy / Y
12/13/2017	AMS-JFK	DL 9358*	Confirmed	05:10 PM/07:30 PM	Business / J
12/13/2017	JFK-IAD	DL 4087*	Confirmed	09:05 PM/10:41 PM	Economy / Y

<b>AIR - Saturday, December 9 2017 - Agency Record Locator</b> [Ex. 6 - Personal Privacy]		<a href="#">Add to Calendar</a>	<a href="#">Need Help?</a>
Delta Air Lines Flight DL8631 Economy		<a href="#">Online check-in</a>	

<b>Depart:</b>	Dulles Intl Washington, District of Columbia, United States 06:35 PM Saturday, December 9 2017	<a href="#">Weather</a>
<b>Arrive:</b>	Charles De Gaulle, 2E - Aerogare 2 Terminal E Paris, France 08:00 AM Sunday, December 10 2017	<a href="#">Weather</a>
<b>Duration:</b> <b>Status:</b>	7 hour(s) and 25 minute(s) Non-stop Confirmed - Delta Air Lines Record Locator: <span>Ex. 6 - Personal Privacy</span>	
<b>Meal:</b> <b>Equipment:</b> <b>*Operated By:</b> <b>Seat:</b> <b>FF Number:</b>	Dinner Boeing 777-300ER <b>Air France</b> Assigned at Check-in <span>Ex. 6 - Personal Privacy</span> DRAVIS/SAMANTHA K	
<b>Distance:</b> <b>CO2 Emissions:</b>	3848 miles / 6191.432 kilometers 1,439.15 lbs/654.16 kgs	
<b>Remarks:</b>	SEAT ASSIGNMENT RESTRICTED TO AIRPORT/ONLINE CHECK-IN. FOR UP TO DATE TRAVEL INFORMATION ON AIRLINE CHECK-IN/RESTRICTIONS/LIMITATIONS/SECURITY. PLEASE CHECK WWW.DELTA.COM	

AIR - Sunday, December 10 2017 - Agency Record Locator <span>Ex. 6 - Personal Privacy</span>		
<b>Delta Air Lines Flight DL8695 Economy</b>		<a href="#">Online check-in</a>
<b>Depart:</b>	Charles De Gaulle, 2E - Aerogare 2 Terminal E Paris, France 10:25 AM Sunday, December 10 2017	<a href="#">Weather</a>
<b>Arrive:</b>	Sale Rabat, Morocco 12:15 PM Sunday, December 10 2017	<a href="#">Weather</a>
<b>Duration:</b> <b>Total duration:</b> <b>Status:</b>	2 hour(s) and 50 minute(s) Non-stop <b>12 hour(s) and 40 minute(s) including layover(s)</b> Confirmed - Delta Air Lines Record Locator: <span>Ex. 6 - Personal Privacy</span>	
<b>Meal:</b> <b>Equipment:</b> <b>*Operated By:</b> <b>Seat:</b> <b>FF Number:</b>	Breakfast Airbus Industrie A319 <b>Air France</b> Assigned at Check-in <span>Ex. 6 - Personal Privacy</span> DRAVIS/SAMANTHA K	
<b>Distance:</b> <b>CO2 Emissions:</b>	1137 miles / 1829.433 kilometers 500.28 lbs/227.4 kgs	
<b>Remarks:</b>	SEAT ASSIGNMENT RESTRICTED TO AIRPORT/ONLINE CHECK-IN.	

AIR - Wednesday, December 13 2017 - Agency Record Locator <span>Ex. 6 - Personal Privacy</span> <a href="#">Add to Calendar</a> <a href="#">Need Help?</a>		
<b>Delta Air Lines Flight DL7516 Economy</b>		<a href="#">Online check-in</a>
<b>Depart:</b>	Menara, Terminal 1 Marrakech, Morocco 10:45 AM Wednesday, December 13 2017	<a href="#">Weather</a>
<b>Arrive:</b>	Schiphol Airport Amsterdam, Netherlands 03:40 PM Wednesday, December 13 2017	<a href="#">Weather</a>
<b>Duration:</b> <b>Status:</b> <b>Equipment:</b> <b>*Operated By:</b> <b>Seat:</b> <b>FF Number:</b>	3 hour(s) and 55 minute(s) Non-stop Confirmed - Delta Air Lines Record Locator: <span>Ex. 6 - Personal Privacy</span> Boeing 737-800 (winglets) Passenger <b>Transavia Airlines</b> Assigned at Check-in <span>Ex. 6 - Personal Privacy</span> DRAVIS/SAMANTHA K	
<b>Distance:</b> <b>CO2 Emissions:</b>	1568 miles / 2522.912 kilometers 689.92 lbs/313.6 kgs	
<b>Remarks:</b>	SEAT ASSIGNMENT RESTRICTED TO AIRPORT/ONLINE CHECK-IN.	

AIR - Wednesday, December 13 2017 - Agency Record Locator <span>Ex. 6 - Personal Privacy</span>		
<b>Delta Air Lines Flight DL9358 Business</b>		<a href="#">Online check-in</a>

<b>Depart:</b>	Schiphol Airport Amsterdam, Netherlands 05:10 PM Wednesday, December 13 2017	<u>Weather</u>
<b>Arrive:</b>	John F Kennedy Intl, Terminal 4 New York, New York, United States 07:30 PM Wednesday, December 13 2017	<u>Weather</u>
<b>Duration:</b> <b>Status:</b>	8 hour(s) and 20 minute(s) Non-stop Confirmed - Delta Air Lines Record Locator: <span>Ex. 6 - Personal Privacy</span>	
<b>Meal:</b> <b>Equipment:</b> <b>*Operated By:</b> <b>Seat:</b> <b>FF Number:</b>	Dinner Boeing 747-400 Mixed Configuration <b>Klm Royal Dutch Airlines</b> 72B (Non smoking, Aisle) Confirmed <span>Ex. 6 - Personal Privacy</span> DRAVIS/SAMANTHA K	
<b>Distance:</b> <b>CO2 Emissions:</b>	3631 miles / 5842.279 kilometers 1,357.99 lbs/617.27 kgs	

#### AIR - Wednesday, December 13 2017 - Agency Record Locator Ex. 6 - Personal Privacy

Delta Air Lines Flight DL4087 Economy		Online check-in
Depart:	John F Kennedy Intl, Terminal 4 New York, New York, United States 09:05 PM Wednesday, December 13 2017	<a href="#">Weather</a>
Arrive:	Dulles Intl Washington, District of Columbia, United States 10:41 PM Wednesday, December 13 2017	<a href="#">Weather</a>
Duration:	1 hour(s) and 36 minute(s) Non-stop	
Total duration:	16 hour(s) and 55 minute(s) including layover(s)	
Status:	Confirmed - Delta Air Lines Record Locator: <span>Ex. 6 - Personal Privacy</span>	
Equipment:	Canadair Regional Jet	
*Operated By:	Endeavor Air DbA Delta Connection	
Seat:	10C (Non smoking, Aisle) Confirmed	
FF Number:	<span>Ex. 6 - Personal Privacy</span> DRAVIS/SAMANTHA K	
Distance:	227 miles / 365.243 kilometers	
CO2 Emissions:	124.85 lbs/56.75 kgs	

#### Remarks

FOR 24/7 TRAVEL ASSISTANCE PLEASE CONTACT  
THE BCD TRAVEL TEAM AT 1-866-964-1346  
FOR OUTSIDE THE US CALL COLLECT 770-829-2609  
FOR THE HEARING IMPAIRED- PLEASE DIAL 711  
TO ACCESS RELAY SERVICE- PROVIDE PHONE  
NUMBER OF 1-866-964-1346 TO ACCESS TRAVEL  
DUE TO RECENT CHANGES IN THE FY15 GOVERNMENT CITY PAIR  
PROGRAM/CPY YOUR AIR RESERVATIONS ARE SUBJECT TO  
CANCELLATION BY THE AIRLINES IF NOT TICKETED AT LEAST  
48 HOURS PRIOR TO SCHEDULED DEPARTURE  
PLEASE ENSURE ALL NECESSARY APPROVALS ARE PROCESSED IN  
ACCORDANCE WITH YOUR AGENCY'S BUSINESS RULES BUT NO LESS  
THAN 3 BUSINESS DAYS PRIOR TO DEPARTURE TO ENSURE TICKETING.  
THIS 48 HOUR CANCELLATION RULE DOES NOT APPLY TO  
INTERNATIONAL RESERVATIONS UNLESS YOUR TRIP HAS DOMESTIC  
CONNECTIONS ON MORE THAN ONE AIRLINE OR THESE  
RESERVATIONS REQUIRE SEPARATE AIR TICKETS.

\*\*\*\*\*  
CHECK WWW.CDC.GOV/TRAVEL FOR TRAVEL HEALTH ADVISORIES  
PROPER DOCUMENTATION IS REQUIRED FOR ENTRY INTO  
ARRIVAL COUNTRY  
CHECK WWW.DHS.GOV/TRAVEL-ALERTS  
FOR COUNTRY TRAVEL ADVISORIES  
\*\*

CONTACT THE DESIGNATED GOVERNMENT AGENCY IN YOUR  
COUNTRY OF CITIZENSHIP FOR PASSPORT/VISA REQUIREMENTS.  
TRAVEL INTO U.S. MAY REQUIRE ESTA AUTHORIZATION.  
VISIT HTTPS://ESTA.CBP.DHS.GOV FOR DETAILS.  
\*\*

CHECK-IN TIMES ARE 90 MINUTES PRIOR TO DEPARTURE  
FOR DOMESTIC FLIGHTS OR 120 MINUTES FOR INTERNATIONAL

ELECTRONIC TICKET/S/WILL BE ISSUED FOR THIS TRIP  
AIRPORT FEES MAY BE COLLECTED UPON ARRIVAL  
OR DEPARTURE.  
CHECKED BAGGAGE POLICIES VARY BASED ON CARRIER AND FINAL  
DESTINATION. FOR THE LATEST INFORMATION PLEASE CHECK  
WITH YOUR TRAVEL CONSULTANT OR THE AIRLINES WEBSITE.

08Dec/01:04PM

TRAVELER NOTICE – Please check with your carrier(s) for travel documents required (Passport, VISA, etc.) and security requirements regarding permitted and prohibited articles and goods related to your travel.

Estimated trip total				7,468.86 USD
Air	Car	Hotel	Rail	Other
7,468.86 USD				
Fare details: Ticketed				
Vendor	Fare information	Refund restrictions before departure	Change restrictions after ticketing	Ticket information
Air DL8631* 09Dec DL8695* 10Dec DL7516* 13Dec DL9358* 13Dec DL4087* 13Dec	Total: USD 7,468.86	REFUND RESTRICTIONS MAY APPLY	CHANGE RESTRICTIONS MAY APPLY	
All quotes are provider quotes excluding possible taxes and charges en route. Currency conversions shown in this itinerary receipt are done using the bank rate applicable at the date shown in the header of this document. Please note that some local taxes and charges may be invoiced during your trip and cannot be shown at time of reservation.				

#### Advice to Passengers

##### Transportation of Hazardous Materials

Federal law forbids the carriage of hazardous material aboard the aircraft, in your luggage, or on your person. A violation can result in 5 years imprisonment and penalties of \$250,000 or more (49 U.S.C 5124). Hazardous materials include explosives, compressed gases, flammable liquids and solids, oxidizers, poisons, corrosives and radioactive materials.

##### Forbidden Dangerous Items Examples:

Paints, lighter fluid, fireworks, tear gases, oxygen bottles and radiopharmaceuticals. There are special exceptions for small quantities (up to 70 ounces total) of medicinal and toilet articles carried in your luggage and certain smoking materials carried on your person. For further information, contact your airline representative.

Note: Spare batteries and fuel cells are not permitted in checked or hold baggage. These items MUST be packed in carry-on baggage. If your carry-on bag is gate checked, the spare batteries and fuel cells must be removed and carried in the cabin.

Email generated on 08Dec/7:04 PM UTC

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Message

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**From:** Tracy Mehan [tmehan@awwa.org]  
**Sent:** 12/8/2017 6:59:05 PM  
**To:** Tracy Mehan [tmehan@awwa.org]  
**Subject:** AWWA statement to NDWAC re Health Advisories  
**Attachments:** 2017 12 08 Oral Comment by the American Water Works Association (003).pdf

FYI.

GTM

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Association**

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Government Affairs Office  
1300 Eye Street NW  
Suite 701W  
Washington, DC 20005-3314  
T 202.628.8303  
F 202.628.2846

**Oral Comment by the American Water Works Association**  
to the National Drinking Water Advisory Council  
December 8, 2017

The American Water Works Association (AWWA) commends U.S. EPA for recognizing the seriousness of exposure to cyanotoxins, as well as per- and poly-fluoroalkyl substances. We agree that cyanotoxins present an important public health issue and that the nation should have strategies in place to reduce exposure to these compounds. AWWA has repeatedly expressed its concerns in testimony to Congress and in comments to EPA on risk management of cyanotoxins. We have also provided both informational material and opportunities for the drinking water community to learn more about how to detect and manage both cyanotoxins and PFAS.

The water supply community is, however, concerned with EPA's process for the preparation, dissemination, and implementation of health advisories. Rapidly released health advisories and risk management guidance that has not been thoroughly vetted with the informed stakeholder community leads to unwarranted distrust of the nation's public water supply.<sup>i</sup> AWWA encourages EPA to:

1. Actively engage stakeholders as it develops health advisories and accompanying recommendations.
2. Facilitate effective and consistent state action in response to health advisories.
3. Evaluate the appropriateness of the current health advisory development process and calculation used to set health advisory levels.
4. Work with AWWA, states, and other stakeholders to develop an ongoing dialogue around drinking water, contaminants of concern and effective risk communication.<sup>ii</sup>

I would like to share with the National Drinking Water Advisory Council some specific concerns AWWA has already shared with EPA:

1. EPA must avoid "regulation through guidance," as well as, the appearance of regulation through guidance. There are clear court opinions within which EPA must work and recent cases illustrating that Agency actions with *de facto* regulatory impacts are, for all intents and purposes, regulation. These *de facto* regulatory actions are subject to the same procedural safeguards as a regulatory requirement.<sup>iii, iv</sup>
2. Health advisories, particularly those that include recommendations for action should be classified as "Economically Significant Guidance Documents" and their development should

meet the expectations of relevant Office of Management and Budget circulars including adhering to transparency and public engagement requirements.<sup>v</sup>

3. As the Agency distributes educational material in the absence of a rulemaking, there is the opportunity to learn from and incorporate key benefits from the normal rulemaking process, including:
  - a. Actively involving expert stakeholders to obtain insights into what information is needed, practical constraints that should be reflected, and insights into how to most clearly convey useful information.
  - b. Effectively engaging the nongovernmental organization / association community throughout the development of educational materials. The association / NGO community provides an important informal vehicle for assuring that key stakeholder communities like state primacy agencies and water systems are ready when the Agency releases its final products and have informed and prepared their leadership and public(s).
  - c. Careful vetting of response strategies with actual practitioners. Educational materials that link thresholds for public health concern to response strategies (e.g., analytical methods, data collection strategies, treatment options, public notification) can be more effective than releasing one without the other, but consideration of input from actual practitioners is critical. Where water system practice is an element of the response strategy, AWWA would be pleased to be of assistance in providing this review.
  - d. Demonstrate analytical method and treatment performance. Standardized analytical methods with verified performance at concentrations of interest, as well as demonstrated treatment options, are essential to the credibility of educational materials.<sup>vi</sup>

While the above represent key steps to improving the health advisory process, it is essential that the Agency's tenor and the substance of EPA's communication materials clearly and accurately reflect the role and purpose of health advisories, e.g., as tools that inform risk managers.

Thank you for your time and attention. I would be glad to try and address any questions.

---

<sup>i</sup> June 15, 2015, Correspondence to Ken Kopocis, Microcystin and Cylindrospermopsin Advisories and Guidance.

<sup>ii</sup> September 6, 2016, Correspondence to Peter Grevatt, Health Advisories

<sup>iii</sup> Ibid

<sup>iv</sup> May 15, 2017, Comments on "Evaluation of Existing Regulations"

<sup>v</sup> July 2, 2015, Correspondence to Caryl Muellerleile, "Recommendations for Public Water Systems to Manage Cyanotoxins in Drinking Water"

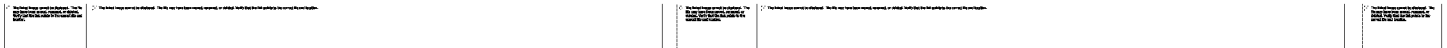
<sup>vi</sup> September 6, 2016, Correspondence to Peter Grevatt, Health Advisories

Message

**From:** Jack Gerard [registrar@api.org]  
**Sent:** 12/11/2017 4:02:15 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** You're Invited to API's State of American Energy 2018



STATE OF AMERICAN ENERGY 2018 | HOW NATURAL GAS & OIL ARE POWERING PAST IMPOSSIBLE



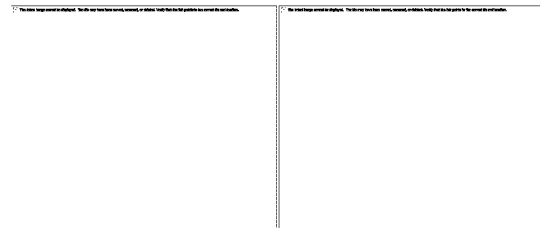
**Please join us for the American Petroleum Institute's 2018 State of American Energy luncheon.** As the midterm election year begins we will remind lawmakers, policymakers and the public that America's domestic energy abundance is helping to meet the ever-growing demand for energy, but also how those same resources are the building blocks for many of the products that make our modern society safer, advance the medical arts, and spur creativity and scientific innovation through our **Power Past Impossible** advertising campaign.

From energy that keeps our homes, offices, and schools lit and warm, to the modern fuels that not only power our vehicles but also help to improve our environment, to the modern pharmaceuticals that improve the health and well-being of millions. **Power Past Impossible** makes the connection between natural gas, oil and their derived products and their fundamental role in our society, which is essential to positively advance the national energy policy discussion.

Sincerely,

**RSVP**  
BY DECEMBER 22<sup>ND</sup>

This invitation is non-transferable.



**When**  
TUESDAY, JANUARY 9, 2018  
11:30 A.M.-1:00 P.M.

**Where**  
Ronald Reagan Building and  
International Trade Center  
Atrium Ballroom  
1300 Pennsylvania Avenue, NW  
Washington, DC 20004

Please use entrance on 14th Street

**JACK N. GERARD**  
President and CEO, API

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Employees of the executive branch may wish to consult their Designated Agency Ethics Official about any rules that may apply to their attendance at this event.

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Message

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**From:** POLITICO Pro Energy Whiteboard [politicoemail@politicopro.com]  
**Sent:** 12/6/2017 4:16:51 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** EPA watchdog to examine Pruitt's meeting with mining group

By Anthony Adragna

12/06/2017 11:15 AM EDT

The EPA's inspector general has agreed to establish a "factual record" about a meeting Administrator Scott Pruitt held with the National Mining Association that could be used to determine whether he violated anti-lobbying laws.

In its response released today, the inspector general cautioned that due to "numerous other pending projects" it is "not sure when we can begin this engagement." The letter said the inspector general's findings would be used by the Government Accountability Office in its own probe into Pruitt's actions.

House Energy and Commerce ranking member Frank Pallone made the request to EPA's inspector general in a late September letter. That came after POLITICO first reported NMA would support pulling out of the Paris climate agreement after meeting with Pruitt personally.

**What's next:** The inspector general's "factual record" will be used by the GAO in its own probe into Pruitt's actions, though it's unclear when the IG can begin its work.

*To view online:*

<https://www.politicopro.com/energy/whiteboard/2017/12/epa-watchdog-to-examine-pruitts-meeting-with-mining-group-205686>

**You received this POLITICO Pro content because your customized settings include: Energy: Scott Pruitt. To change your alert settings, please go to <https://www.politicopro.com/settings>**

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# POLITICOPRO

---

This email was sent to dravis.samantha@epa.gov by: POLITICO, LLC 1000 Wilson Blvd. Arlington, VA, 22209, USA

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Message

---

**From:** Walke, John [jwalke@nrdc.org]  
**Sent:** 12/11/2017 3:51:03 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Re:

Thank you. I look forward to meeting you. Safe travels and happy holidays.

Best,  
John

John Walke

Clean Air Director  
Natural Resources Defense Council  
1152 15th Street, NW, Suite 300  
Washington, DC 20005

Ex. 6 - Personal Privacy

Follow me on Twitter at @jwalkenrdc.

On 12/11/17, 10:31 AM, "Dravis, Samantha" <dravis.samantha@epa.gov> wrote:

Sorry we have not connected in person yet. If you have trouble getting the Pruitt meeting calendared let me know. Traveling this week but back on Thursday. Thanks!

Sent from my iPhone

Message

---

**From:** Joseph Osborne Ex. 6 - Personal Privacy  
**Sent:** 12/7/2017 5:40:41 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Help Protect Refiners Jobs In Reference to Docket ID No. EPA-HQ- OAR-2017-0091

Samantha Dravis,

The time is now to help prevent a massive loss of good-paying American jobs. The EPA currently implements the Renewable Fuel Standard in a way that makes all U.S. refiners responsible for ensuring that certain levels of renewable fuels are blended into gasoline, even if they do not have capabilities to do such blending.

This nonsensical set-up allows large integrated oil companies that blend more fuel than they refine and big convenience store gasoline chains (who do much of the blending) to collect valuable credits for the renewable fuel they blend into the pure gasoline they get from refineries. Independent refiners, who do little or no blending themselves, then end up purchasing those credits in order to demonstrate compliance with a process they have little control over. Small and independent refiners are at risk of going offline due to this backwards regulation, with 75,000-150,000 U.S. workers potentially impacted.

Please, help save our jobs and make this right. Please move the point of obligation for the RFS (Docket ID No. EPA-HQ- OAR-2017-0091) in a way that fixes this inequity.

Thank you.

Joseph Osborne

Ex. 6 - Personal Privacy

Message

---

**From:** Thompson, Ryan [thompsonr@akingump.com]  
**Sent:** 12/6/2017 3:13:28 PM  
**To:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Dominguez, Alexander [dominguez.alexander@epa.gov]  
**Subject:** Thank you!

Sam, Brittany and Alex,

Thank you all very much for taking the time to meet with Nate, Abby and Chris yesterday from American Airlines - we are very grateful for your time yesterday. I am glad we were able to discuss American's Oklahoma footprint in the meeting in addition to the original topic. Please let me know how we can be helpful going forward and thank you all again.

Mandy, I am sorry we missed you, but we know you were up to important work elsewhere! Thanks to you and Alex for helping set the meeting originally.

All the best,

Ryan

**Ryan Day Thompson**

**AKIN GUMP STRAUSS HAUER & FELD LLP**

Mobile: Ex. 6 - Personal Privacy [thompsonr@akingump.com](mailto:thompsonr@akingump.com) | [akingump.com](http://akingump.com) | [Bio](#)

The information contained in this e-mail message is intended only for the personal and confidential use of the recipient(s) named above. If you have received this communication in error, please notify us immediately by e-mail, and delete the original message.



Message

---

**From:** AIR FRANCE ROC [roc@xmedia.airfrance.fr]  
**Sent:** 12/9/2017 4:42:28 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Information regarding your flights / Informations concernant votre voyage (xmedia ref: Ex. 6 - Personal Privacy)



---

Attention **DRAVIS SAMANTHAK**

Booking reference : Ex. 6 - Personal Privacy

**Dear Madam, Dear Sir,**

We inform you of a schedule change on your flight AF4081 on 09DEC from WASHINGTON to PARIS.

New departure from WASHINGTON IAD at 2000, arrival at PARIS CDG at 0925.

Your connecting flights are unchanged.

We are very sorry for any inconvenience caused.

Our staff is ready to provide you with any assistance you may need. Please accept our apologies.

Please do not respond to this mail.

To consult your reservation ==> [Please click here](#)

Air France

---

A l'attention de **DRAVIS SAMANTHAK**

Dossier de réservation : Ex. 6 - Personal Privacy

**Madame, Monsieur,**

Nous vous informons que le vol AF4081 du 09DEC entre WASHINGTON et PARIS change d'horaire: départ de WASHINGTON IAD à 2000, arrivée à PARIS CDG à 0925.

Vos correspondances sont inchangées.

Nous sommes désolés des désagréments liés à cet aléa.

Nous vous présentons nos excuses et vous prions de croire en notre engagement à vous apporter la meilleure assistance.

Merci de ne pas répondre à ce mail

Pour visualiser votre dossier de réservation ==> [Cliquer ici](#)

Air France

Message

---

**From:** Nickolas Giampietro **Ex. 6 - Personal Privacy**  
**Sent:** 12/7/2017 5:39:52 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Help Protect Refiners Jobs In Reference to Docket ID No. EPA-HQ- OAR-2017-0091

Samantha Dravis,

The time is now to help prevent a massive loss of good-paying American jobs. The EPA currently implements the Renewable Fuel Standard in a way that makes all U.S. refiners responsible for ensuring that certain levels of renewable fuels are blended into gasoline, even if they do not have capabilities to do such blending.

This nonsensical set-up allows large integrated oil companies that blend more fuel than they refine and big convenience store gasoline chains (who do much of the blending) to collect valuable credits for the renewable fuel they blend into the pure gasoline they get from refineries. Independent refiners, who do little or no blending themselves, then end up purchasing those credits in order to demonstrate compliance with a process they have little control over. Small and independent refiners are at risk of going offline due to this backwards regulation, with 75,000-150,000 U.S. workers potentially impacted.

Please, help save our jobs and make this right. Please move the point of obligation for the RFS (Docket ID No. EPA-HQ- OAR-2017-0091) in a way that fixes this inequity.

Thank you.

Nickolas Giampietro

**Ex. 6 - Personal Privacy**

Message

**From:** David Schwietert [DSchwietert@autoalliance.org]  
**Sent:** 12/7/2017 12:07:51 AM  
**To:** Atkinson, Emily [Atkinson.Emily@epa.gov]  
**CC:** Millett, John [Millett.John@epa.gov]; DeLuca, Isabel [DeLuca.Isabel@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]; Bolen, Brittany [bolen.brittany@epa.gov]; Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Sheila James [sjames@autoalliance.org]  
**Subject:** RE: Confirmed 12/7 at 10am: Auto Alliance Board Invitation for Bill Wehrum

Team EPA,

We are very much looking forward to AA Wherum's participation in tomorrow's board meeting here at the Auto Alliance.

Below you will see a listing of confirmed attendees. In addition, I wanted to pass along the contact information for Sheila James (copied on this email) so she can be a point of contact for the Assistant Administrator and others when they arrive.

Sheila's cell phone number is: Ex. 6 - Personal Privacy

If you can let her know when the Assistant Administrator is en-route or about to arrive she can escort him to our 5<sup>th</sup> floor conference room.

Thanks again!

Dave

## BOD Meeting Attendees December 7, 2017

### BMW

Bryan Jacobs

### FCA

Shane Karr

Mark Chernoby

### FORD

Curt Magleby

Kim Pittel

### GENERAL MOTORS

Craig Glidden

Dan Turton

Bryan Roosa

### JAGUAR LAND ROVER

Chris Marchand

### MAZDA

Shawn Murphy

Dan Ryan

<b>MERCEDES-BENZ USA</b>
Bill Craven
<b>MITSUBISHI</b>
George Takahashi
Stephane Thiriez
<b>PORSCHE</b>
Joseph Folz
Jeff Gates
<b>TOYOTA</b>
James Lentz
Stephen Ciccone
Tom Stricker
<b>VOLVO</b>
Anders Gustafsson
Katie Yehl
<b>VOLKSWAGEN</b>
David Geanacopoulos
Anna Schneider
<b>ALLIANCE STAFF</b>
Mitch Bainwol
John Whatley
Chris Nevers
Robert Strassburger
Jonathan Weinberger
David Schwietert
Jennifer Thomas

---

**From:** Atkinson, Emily [mailto:Atkinson.Emily@epa.gov]

**Sent:** Monday, November 27, 2017 2:30 PM

**To:** David Schwietert <DSchwietert@autoalliance.org>

**Cc:** Millett, John <Millett.John@epa.gov>; DeLuca, Isabel <DeLuca.Isabel@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Sheila James <sjames@autoalliance.org>

**Subject:** Confirmed 12/7 at 10am: Auto Alliance Board Invitation for Bill Wehrum

Thank you Dave. This is confirmed on Bill Wehrum's calendar for Thursday, December 7 at 10am

Emily Atkinson  
Management Analyst/Office Manager  
Immediate Office of the Acting Assistant Administrator  
Office of Air and Radiation, USEPA  
Room 5412B, 1200 Pennsylvania Avenue NW  
Washington, DC 20460  
Voice: 202-564-1850  
Email: [atkinson.emily@epa.gov](mailto:atkinson.emily@epa.gov)

---

**From:** David Schwietert [<mailto:DSchwietert@autoalliance.org>]  
**Sent:** Monday, November 27, 2017 1:58 PM  
**To:** Atkinson, Emily <[Atkinson.Emily@epa.gov](mailto:Atkinson.Emily@epa.gov)>  
**Cc:** Millett, John <[Millett.John@epa.gov](mailto:Millett.John@epa.gov)>; DeLuca, Isabel <[DeLuca.Isabel@epa.gov](mailto:DeLuca.Isabel@epa.gov)>; Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>; Bolen, Brittany <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>; Gunasekara, Mandy <[Gunasekara.Mandy@epa.gov](mailto:Gunasekara.Mandy@epa.gov)>; Sheila James <[sjames@autoalliance.org](mailto:sjames@autoalliance.org)>  
**Subject:** RE: Auto Alliance Board Invitation for Bill Wehrum

Emily,

Attached you will find the completed event form.

Please let me know if you have any questions or if I omitted anything.

We look forward to seeing the Assistant Administrator on the morning of December 7<sup>th</sup>

Dave

---

**From:** Atkinson, Emily [<mailto:Atkinson.Emily@epa.gov>]  
**Sent:** Wednesday, November 22, 2017 2:14 PM  
**To:** David Schwietert <[DSchwietert@autoalliance.org](mailto:DSchwietert@autoalliance.org)>  
**Cc:** Millett, John <[Millett.John@epa.gov](mailto:Millett.John@epa.gov)>; DeLuca, Isabel <[DeLuca.Isabel@epa.gov](mailto:DeLuca.Isabel@epa.gov)>; Dravis, Samantha <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>; Bolen, Brittany <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>; Gunasekara, Mandy <[Gunasekara.Mandy@epa.gov](mailto:Gunasekara.Mandy@epa.gov)>  
**Subject:** FW: Auto Alliance Board Invitation for Bill Wehrum

Hi Dave,

Bill Wehrum has reviewed this request and asked that I arrange his participation in the Auto Alliance Board meeting. It looks like you are wanting to have him participate on Thursday, December 7, 2017 from 10:00 – 11:00am. I will hold this time slot on his calendar for now.

Please fill out the attached event form and return it to me no later than Friday, December 1.

Thank you.  
Emily

Emily Atkinson  
Management Analyst/Office Manager  
Immediate Office of the Acting Assistant Administrator  
Office of Air and Radiation, USEPA  
Room 5412B, 1200 Pennsylvania Avenue NW  
Washington, DC 20460  
Voice: 202-564-1850  
Email: [atkinson.emily@epa.gov](mailto:atkinson.emily@epa.gov)

---

**From:** "David Schwietert" <[DSchwietert@autoalliance.org](mailto:DSchwietert@autoalliance.org)>  
**To:** "Dravis, Samantha" <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>, "Bolen, Brittany" <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>, "Gunasekara, Mandy" <[Gunasekara.Mandy@epa.gov](mailto:Gunasekara.Mandy@epa.gov)>  
**Subject:** RE: re: Auto Alliance Board Invitation for Bill Wehrum

Mandy, Samantha, and Brittany,

I know it's only been a week since I transmitted an invite request for Assistant Administrator Wehrum to join our upcoming Board meeting but I thought I'd circle back with the three of you to see if you thought that might be feasible since the 12/7 meeting is just around the corner.

I hope you and the Assistant Administrator can see the benefit of sitting down with our board members, along with Mike Catanzaro that morning.

Happy to talk in more detail if you have time today or tomorrow. Alternatively, if this is just too complicated to give a definitive answer, I'm happy to follow up next Monday depending on your travel plans with Thanksgiving.

Thanks so much!

Dave

Ex. 6 - Personal Privacy

---

**From:** David Schwietert

**Sent:** Tuesday, November 14, 2017 12:42 PM

**To:** Samantha Dravis <[dravis.samantha@epa.gov](mailto:dravis.samantha@epa.gov)>; 'bolen.brittany@epa.gov' <[bolen.brittany@epa.gov](mailto:bolen.brittany@epa.gov)>

**Subject:** FW: re: Auto Alliance Board Invitation for Bill Wehrum

Samantha and Brittany,

I intended to copy you on my email below to Mandy a few minutes ago.

Wanted to flag this invitation for your awareness.

Thanks!

Dave

---

**From:** David Schwietert

**Sent:** Tuesday, November 14, 2017 12:40 PM

**To:** 'gunasekara.mandy@epa.gov' <[gunasekara.mandy@epa.gov](mailto:gunasekara.mandy@epa.gov)>

**Subject:** re: Auto Alliance Board Invitation for Bill Wehrum

Mandy,

Attached is a formal invitation Assistant Administrator Bill Wehrum to attend a portion of the Auto Alliance Board Meeting here in Washington D.C. on the morning of Thursday, December 7<sup>th</sup>

Mike Catanzaro is confirmed to join our meeting around 10:00 AM and we felt it would be great to have the Assistant Administrator join us as well.

I wanted to flag this for you and I'm happy to provide any additional information. I'm also happy to route the request to others within EPA if necessary.

So far, the Board has confirmed meetings with various Administration officials on December 7<sup>th</sup> –Deputy DOT Secretary Rosen and we're awaiting confirmations from NHTSA Deputy

Administrator King and DOT Undersecretary for Policy, Derek Kan. Senate Majority Leader McConnell is also confirmed to meet with our Board.

We've appreciated the EPA Administrator's willingness to spend time with our Board during their April meeting and with Assistant Administrator Wehrum's swearing in this week and direct involvement in key issues impacting the auto sector (mid term review) we felt our board meeting next month might be a nice way for us to underscore the important work that's underway between EPA, DOT, and CA to preserve One National Program for vehicle fuel economy standards.

Let me know if I can answer any questions.

Thanks!

Dave

David Schwietert

Executive Vice President, Federal Government Relations & Public Policy

P: Ex. 6 - Personal Privacy [dschwietert@autoalliance.org](mailto:dschwietert@autoalliance.org)



Message

---

**From:** Michael DeFlaviis [Ex. 6 - Personal Privacy]  
**Sent:** 12/7/2017 5:38:38 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Help Protect Refiners Jobs In Reference to Docket ID No. EPA-HQ- OAR-2017-0091

Samantha Dravis,

The time is now to help prevent a massive loss of good-paying American jobs. The EPA currently implements the Renewable Fuel Standard in a way that makes all U.S. refiners responsible for ensuring that certain levels of renewable fuels are blended into gasoline, even if they do not have capabilities to do such blending.

This nonsensical set-up allows large integrated oil companies that blend more fuel than they refine and big convenience store gasoline chains (who do much of the blending) to collect valuable credits for the renewable fuel they blend into the pure gasoline they get from refineries. Independent refiners, who do little or no blending themselves, then end up purchasing those credits in order to demonstrate compliance with a process they have little control over. Small and independent refiners are at risk of going offline due to this backwards regulation, with 75,000-150,000 U.S. workers potentially impacted.

Please, help save our jobs and make this right. Please move the point of obligation for the RFS (Docket ID No. EPA-HQ- OAR-2017-0091) in a way that fixes this inequity.

Thank you.

Ex. 6 - Personal Privacy

**From:** Federal Register Subscriptions [subscriptions@mail.federalregister.gov]  
**Sent:** 12/8/2017 2:01:13 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** [FR] Public Inspection Documents from Environmental Protection Agency



*subscription results for Friday, December 8th, 2017 9 matching public inspection documents*

## Public Inspection Documents from Environmental Protection Agency

Regular Filing updated at 08:45 AM, on Friday, December 8, 2017

### Environmental Protection Agency

#### **Rules**

**Air Quality State Implementation Plans; Approvals and Promulgations:  
Findings of Failure to Submit State Implementation Plan Submittals for  
the 2008 Ozone National Ambient Air Quality Standards**

**Filed on:** 12/08/2017 at 08:45 am

**Scheduled Pub. Date:** 12/11/2017

**FR Document:** [2017-26537](#)

[PDF 15 Pages \(136 KB\)](#)

[Permalink](#)

**Florida; Stationary Sources Emissions Monitoring; Withdrawal**

**Filed on:** 12/08/2017 at 08:45 am

**Scheduled Pub. Date:** 12/11/2017

**FR Document:** [2017-26633](#)

[PDF 4 Pages \(165 KB\)](#)

[Permalink](#)

**Minnesota; 2008 Ozone Transport**

**Filed on:** 12/08/2017 at 08:45 am

**Scheduled Pub. Date:** 12/11/2017

**FR Document:** [2017-26539](#)

[PDF 10 Pages \(155 KB\)](#)

[Permalink](#)

**Protection of Stratospheric Ozone:**

**Revision to References for Refrigeration and Air Conditioning Sector to Incorporate Latest Edition of Certain Industry, Consensus-based Standards**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-26085](#)

[PDF 26 Pages \(236 KB\)](#)  
[Permalink](#)

**Proposed Rules**

**Protection of Stratospheric Ozone:**

**Revision to References for Refrigeration and Air Conditioning Sector to Incorporate Latest Edition of Certain Industry, Consensus-based Standards**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-26084](#)

[PDF 10 Pages \(106 KB\)](#)  
[Permalink](#)

**Withdrawal of Certain Federal Water Quality Criteria Applicable to California:**

**Lead, Chlorodibromomethane, and Dichlorobromomethane**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-25706](#)

[PDF 30 Pages \(542 KB\)](#)  
[Permalink](#)

**Notices**

**Adequacy Status:**

**Metro-East St. Louis, IL 2008 Ozone Standard Nonattainment Area for the Submitted Maintenance Plan for Transportation Conformity Purposes**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-26533](#)

[PDF 4 Pages \(127 KB\)](#)  
[Permalink](#)

**Agency Information Collection Activities; Proposals, Submissions, and Approvals**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-26658](#)

[PDF 6 Pages \(136 KB\)](#)  
[Permalink](#)

**Clean Air Act Operating Permit Program:  
Petition for Objection to State Operating Permit for PacifiCorp Energy -  
Hunter Power Plant; Emery County, UT**

**Filed on:** 12/08/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/11/2017  
**FR Document:** [2017-26623](#)

[PDF 3 Pages \(220 KB\)](#)  
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**From:** POLITICO Pro Energy Whiteboard [politicoemail@politicopro.com]  
**Sent:** 12/8/2017 4:51:56 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** EPA won't fight moving TSCA lawsuit to 9th Circuit

By Alex Guillén

12/08/2017 11:50 AM EDT

EPA today said that it will not oppose environmental groups' effort to switch courts for a lawsuit over one of the two major implementation rules for the reformed Toxic Substances Control Act.

Several lawsuits over the evaluation rule were consolidated into the Richmond, Va.,-based 4th Circuit Court of Appeals, while suits over the prioritization rule were moved to the 9th Circuit, which is based in San Francisco.

Seeking to avoid connected rules being litigated in different courts, EPA asked the 9th Circuit to send its suit to the 4th Circuit. Environmentalists made a similar request of the 4th Circuit to transfer its suit to the 9th Circuit.

But the 9th Circuit last month said it would not release the suit over the prioritization rule, leaving open the possibility that the 4th Circuit could transfer the evaluation rule challenge to the 9th Circuit.

In a short [filing](#) today, EPA said that it still believes both challenges should be heard in the same court, and said it will drop its opposition to green groups' request that the 4th Circuit move the case.

**WHAT'S NEXT:** It is unclear when the 4th Circuit will act, and it could still decide to keep the suit rather than transfer it.

*To view online:*

<https://www.politicopro.com/energy/whiteboard/2017/12/epa-wont-fight-moving-tsca-lawsuit-to-9th-circuit-224461>

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**From:** Federal Register Subscriptions [subscriptions@mail.federalregister.gov]  
**Sent:** 12/11/2017 2:00:16 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** [FR] Public Inspection Documents from Environmental Protection Agency



*subscription results for Monday, December 11th, 2017 5 matching public inspection documents*

## Public Inspection Documents from Environmental Protection Agency

Regular Filing updated at 08:45 AM, on Monday, December 11, 2017

### Environmental Protection Agency

#### **Rules**

**Air Quality State Implementation Plans; Approvals and Promulgations:  
New Mexico; Albuquerque and Bernalillo County; Regional Haze  
Progress Report State Implementation Plan**

**Filed on:** 12/11/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/12/2017  
**FR Document:** [2017-26661](#)

[PDF 7 Pages \(186 KB\)](#)  
[Permalink](#)

**New York; Reasonably Available Control Technology for the 2008 8-Hour  
Ozone National Ambient Air Quality Standards**

**Filed on:** 12/11/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/12/2017  
**FR Document:** [2017-26657](#)

[PDF 23 Pages \(295 KB\)](#)  
[Permalink](#)

**West Virginia; Removal of Clean Air Interstate Rule Trading Programs  
Replaced by Cross-State Air Pollution Rule Trading Programs;  
Withdrawal of Direct Final Rule**

**Filed on:** 12/11/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/12/2017  
**FR Document:** [2017-26408](#)

[PDF 3 Pages \(107 KB\)](#)  
[Permalink](#)

**Renewable Fuel Standard Program:**

## Standards for 2018 and Biomass-Based Diesel Volume for 2019

**Filed on:** 12/11/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/12/2017  
**FR Document:** [2017-26426](#)

[PDF](#) 155 Pages (750 KB)  
[Permalink](#)

### Proposed Rules

#### Periodic Reviews of the Renewable Fuel Standard Program

**Filed on:** 12/11/2017 at 08:45 am  
**Scheduled Pub. Date:** 12/12/2017  
**FR Document:** [2017-26422](#)

[PDF](#) 3 Pages (81 KB)  
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Message

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**From:** E&E News [ealerts@eenews.net]  
**Sent:** 12/8/2017 12:06:06 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** December 8 -- E&E Daily is ready

[Read today's E&E Daily on the web](#)

# E&E DAILY



AN E&E NEWS PUBLICATION

**E&E DAILY — Fri., December 8, 2017**



[READ FULL EDITION](#)

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**1. DRINKING WATER:**

**Pruitt pledges 'ambitious initiative' to fight lead**

U.S. EPA Administrator Scott Pruitt talked up a plan to combat lead poisoning and his wish to involve lawmakers and other agencies in the initiative.

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**ON THE HILL**

**2. APPROPRIATIONS:**

**Shutdown averted; agencies may face flat funding into 2018**

**3. TAX POLICY:**

**Energy pressures mount on conferees**

**4. ARCTIC:**

**Dems call for CBO update on drilling revenue potential**

**5. LAW:**

**Committee approves 10 judges; Dems say process rushed**

**6. PUBLIC LANDS:**

**McClintock steers biking bill as others pump the brakes**

**7. FISHERIES:**

**Cantwell wants small-boat water discharge exemptions**

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**POLITICS**

**8. CAMPAIGN 2018:**

**Mich. energy exec, congressman's son, running for dad's seat**

**9. HOUSE:**

**Ariz. Rep. Franks to resign amid ethics inquiry**



## UPCOMING HEARINGS AND MARKUPS

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### 10. CALENDAR:

#### **Activity for December 4 - December 10, 2017**

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Message

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**From:** POLITICO Pro Energy Whiteboard [politicoemail@politicopro.com]  
**Sent:** 12/6/2017 8:30:25 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** EPA to hold more hearings on Clean Power Plan withdrawal

By Emily Holden

12/06/2017 03:28 PM EDT

EPA will hold three additional public hearings on a proposal to withdraw the Clean Power Plan, in San Francisco; Gillette, Wyo.; and Kansas City, Mo., the agency announced today.

EPA Administrator Scott Pruitt in a press release said the change was "due to the overwhelming response" to two days of hearings in West Virginia last week. Many environmental advocates criticized EPA for initially scheduling hearings only in coal country.

The agency will announce the dates and locations of the meetings in the coming weeks, and speakers must [register](#).

The Obama administration, by comparison, held public hearings on the proposed climate standards in 2015 in Pittsburgh, Denver, Atlanta and Washington, D.C.

**WHAT'S NEXT:** Comments on the draft withdrawal are due Jan. 16.

*To view online:*

<https://www.politicopro.com/energy/whiteboard/2017/12/epa-to-hold-more-hearings-on-clean-power-plan-withdrawal-208709>

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**From:** POLITICO Pro Energy [politicoemail@politicopro.com]  
**Sent:** 12/8/2017 10:43:17 AM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Morning Energy: FERC wants more time to decide on Perry's grid resiliency push — Democrats try to breathe new life into ANWR doubts — Zinke's helicopter flights draw scrutiny

By Anthony Adragna | 12/08/2017 05:41 AM EDT

*With help from Alex Guillén, Eric Wolff, Aaron Lorenzo and Emily Holden*

**FERC SEEKS EXTRA TIME:** Within hours of being sworn in as the new FERC chairman, Kevin McIntyre asked Energy Secretary Rick Perry for a 30-day extension to take action on DOE's proposal calling for new rules to protect coal-fired and nuclear power plants. "The proposed extension is critical to afford adequate time for the new Commissioners to consider the voluminous record and engage fully in deliberations," McIntyre writes in a [letter](#) issued Thursday night that cites the fact that two new commissioners have joined the agency in the past two weeks. "The DOE Act does not limit the means by which deadlines can be altered or amended but instead vests such determinations squarely in the discretion of the Secretary."

**McIntyre also notes** the high volume of comments —more than 1,500— received on the proposal. Remember FERC is currently slated to take action on Dec. 11, the end of the 60-day deadline set by DOE, a much shorter timeline than the agency typically has for making big decisions. A DOE spokeswoman responds from Qatar: "We have received the Chairman's letter to the Secretary and it is being reviewed."

**Perry's urgency** seems to be driven by fears that coal-fired power plants operated by FirstEnergy Solutions could shut down if the company falls into bankruptcy — an occurrence that Murray Energy chief Bob Murray has warned would sink his coal mining company. (More on the Murray-Perry links below.)

**REDOING THE MATH ON ANWR?:** Democrats are asserting that the weak demand from oil companies in this week's [lackluster lease sale](#) in the National Petroleum Reserve-Alaska is a good reason not to buy Republican claims in their tax package [H.R. 1 \(115\)](#) that [allowing drilling in a portion of ANWR](#) would generate \$1 billion over 10 years, Pro's Ben Lefebvre and your ME host [report](#). House Natural Resources ranking member [Raul Grijalva](#) and two other committee members asked CBO Director Keith Hall in a [letter](#) to redo its math in light of the poor lease sale, which generated only \$1.2 million. Energy and Natural Resources ranking member [Maria Cantwell](#) summed up her position: "The dismal response to this lease sale proves what we've been saying all along: even the small amount the GOP claims will be raised by drilling in the Arctic is a sham."

**But Republicans were unmoved:** Energy Chairman [Lisa Murkowski](#) said it was misleading to compare Wednesday's sale with prospects for ANWR, noting the refuge is believed to hold as much as 10 times the billion barrels of oil estimated to lie buried in the petroleum reserve. "Different fields, different prospectivity," Murkowski told reporters. And Rep. [John Shimkus](#), another conferee, noted the plan had always been to fill whatever revenue shortfall from the ANWR proceeds with cash raised from selling oil from the nation's Strategic Petroleum Reserve. "Part of the reason why the Strategic Petroleum Reserve is now part of the tax bill is that in the 10-year window, ANWR doesn't score anyway," he told ME. (The [latest report](#) from the CBO, shared internally with budget staffers, estimated ANWR revenues would fall short by about \$366 million).

**Bottom line:** With Murkowski and Alaska Rep. [Don Young](#) on the tax conference, ANWR won't lack for support even if the outlook for leases is weak.

**ZINKE'S HELICOPTER HABIT:** Travel logs show Interior Secretary Ryan Zinke spent more than \$14,000 on government helicopters over the summer, Ben reports. In one case, Zinke took a \$8,000 ride so he could make emergency management exercise in Shepherdstown, W. Va., on June 21 because he said official business would prevent him leaving Washington before 2 p.m. What was that business? The swearing-in ceremony for Zinke's congressional successor, Rep. Greg Gianforte.

**In another instance,** Zinke ordered a Park Police helicopter — at a cost of about \$6,250 — to fly him and another Interior official to and from Yorktown, Va., on July 7 so he could make a horseback ride with Vice President Mike Pence. He was coming from a walking tour of the local Revolutionary War battlefield and attended a boating industry roundtable discussion. Heather Swift, an agency spokeswoman, told ME: "The swearing in of the Congressman is absolutely an official event, as is emergency management training. Shame on you for not respecting the office of a Member of Congress."

**TGIF MY FRIENDS!** I'm your host Anthony Adragna, and Caitlin Hart from Sen. Bill Nelson's office was first to identify Arizona as the state with the most national monuments. For today: How many states overall have at least one national monument? Send your tips, energy gossip and comments to [aadragna@politico.com](mailto:aadragna@politico.com), or follow us on Twitter [@AnthonyAdragna](https://twitter.com/AnthonyAdragna), [@Morning\\_Energy](https://twitter.com/Morning_Energy) and [@POLITICOPro](https://twitter.com/POLITICOPro).

**LET'S MAKE A DEAL!** Oil-state Republican senators left a Thursday meeting with President Donald Trump with a directive to get to work on a biofuels compromise that will benefit both gasoline makers and corn growers, your ME host reports. "[Trump] wants us to come to him with something that's going to make both sides happy, and I believe we can do it, and believe he thinks we can do it after this meeting," Jim Inhofe said, adding he and John Cornyn had begun working with corn-state Republicans on possible solutions.

**What's Sen. Chuck Grassley think?** "I'm waiting for Senator Cruz to give me a plan. He said he had a win-win plan."

**Team ethanol not so thrilled:** Ethanol Industry groups Growth Energy and the Renewable Fuel Association were skeptical of Cruz's claims that RIN prices were hurting biofuels. RFA noted the numerous analyses that show refiners are making money on RINs this year, while Growth suggested that maybe they could take the pressure off by allowing year-round sale of E15. And a spokesman for POET, which makes more ethanol than anyone, minced no words. "It looks like Ted Cruz is doing the same old thing playing with the facts," said Kylie Gilley, POET Senior Vice President of External Affairs & Communications. "The fact is in the current market, some oil companies win and some don't playing the RIN market."

**EPA floats administrative action:** Senators who attended the meeting said EPA Administrator Scott Pruitt floated administrative actions to cut the costs refiners bear to comply with the Renewable Fuel Standard. "There's some indication that the EPA administrator could have some authority with regard to the RINs prices," Cornyn said. "So I think that was kind of interesting to hear from the EPA administrator that is something they might be able to do." An agency spokesman did not confirm Pruitt's remarks, but said EPA had the authority under RFS to take action to alter RIN pricing.

**White House spokesman Hogan Gidley** on the meeting: "President Trump had a productive meeting today with senators and administration officials. The president confirmed his commitment to RFS and his support for our farmers and energy workers. He understands there are differing views on this issue, and the administration looks forward to working with all the stakeholders toward a mutually agreeable path forward."

**A THOUSAND WORDS:** Photos published Thursday show coal magnate Bob Murray personally pitching Perry on his plan to save struggling coal companies just three weeks before Perry ordered a grid study later used to support a proposed rule to reward coal and nuclear power plants for providing "grid resiliency," Pro's Eric Wolff reports. Among those in attendance was Andrew Wheeler, a lobbyist for Murray Energy Corp. at the

time, who has since been nominated as EPA's No. 2 official. One of the photos obtained by In These Times shows Perry and Murray in a big bear hug.

**DOE's spokeswoman Shaylyn Hynes responds:** "Industry stakeholders visit the Department of Energy on a daily basis. The DOE proposal to FERC was about the future and resiliency of the nation's power supply, an issue much bigger than one industry or company."

**NO SHUTDOWN!** Lawmakers cleared a two-week stopgap spending package Thursday to avoid a government shutdown but remain a ways away on a broader budget agreement, POLITICO's John Bresnahan, Sarah Ferris and Nancy Cook report.

**MORE VIEWS ON TAX CONFERENCE:** The Business Council for Sustainable Energy released a letter Thursday outlining its priorities and suggestions for the final compromise version of the tax bill. It finds flaws in both versions with some in the House's "extremely problematic" for how they treat a variety of energy technologies. "We urge Congress to address these issues during the conference on the tax reform legislation or in a year-end extenders bill," it suggests.

**DECISION WITH BIG CONSEQUENCES:** How the Securities and Exchange Commission rules on a shareholder proposal from Jantz Management LLC that asks Apple to set a specific date for when it could eliminate its carbon footprint will have major implications for investors, Pro Financial Services' Patrick Temple-West reports, citing an asset manager involved in a fight with the company. If the agency allows Apple to block the proposal, the decision "could have serious repercussions not just for Apple shareholders, but for investors in all other companies," said Jantz. "The SEC has long made it clear that proposals on a company's actions on climate change are not ordinary business, and that there is a dire need for leading companies to set a timeframe to reduce [greenhouse gas] emissions aggressively now," the company said.

**O CANADA!** Rather than trying to eliminate the NAFTA energy chapter, the U.S. should work with Canada and Mexico to improve it, Pro Trade's Doug Palmer reports, citing the head of the Canadian Electricity Association. "We believe ... the chapter has worked well and that it does not require major fixing or nixing," CEA President and CEO Sergio Marchi said Thursday. "It provides a consolidated energy space in NAFTA, and offers an effective framework for adding new elements as we modernize this agreement."

**A SCIFMAS CAROL:** Pruitt testified before lawmakers on Thursday that his new secure phone booth is for both classified matters and communicating with the White House. "There are secure conversations that need to take place at times," he told Rep. Diana DeGette. "I believe there are secure conversations that need to take place that I didn't have access to. ... Cabinet-level officials need to have access to secure communications." Pruitt would not say how much time he spends working in the booth. DeGette wrote on Facebook later that she was concerned Pruitt "couldn't say how often it's used" given the \$25,000 price tag and the administration's proposed budget cuts.

**Spotted:** Pruitt taking his staff to dinner at Le Diplomate.

**MAKING HIS CASE:** As lawsuits against Trump's Monday order to shrink two national monuments continue to pile up, Zinke defended the case for downsizing both the Bears Ears and Grand Staircase-Escalante in a CNN op-ed. "The Antiquities Act is not a weapon for presidents to arbitrarily restrict the uses of hundreds of thousands of acres of land to prevent uses like timber harvesting and cattle grazing," he writes. "It is also not a tool for presidents to use to restrict access for outdoor recreation on land that belongs to all of us."

**REMOVED:** EPA has removed references to climate change and greenhouse gases on web pages about its own sustainability plans and dialed back language on its commitment to using renewable energy, according to changes that the Environmental Data & Governance Initiative reports happened in September. EDGI says EPA also took down some links to climate adaptation resources.

**LAUTENBERG'S WIDOW SLAMS DOURSON:** Bonnie Lautenberg, the wife of late-Sen. Frank Lautenberg and tireless advocate for the overhaul of TSCA, slammed Trump's pick to run the EPA's chemicals office and urged senators to oppose Michael Dourson's nomination. "Michael Dourson will only serve to undermine Frank's legacy and threaten the safety of families and children across our country," she wrote on CNN.

**TAKE A GLANCE!** Environment New York released its scorecard Thursday evaluating the state delegation's environmental voting records. Though its lawmakers are above the national average, the group knocked seven House Republicans — Lee Zeldin, Pete King, Dan Donovan, John J. Faso, Claudia Tenney, Tom Reed and Chris Collins — for their anti-environmental voting records. Read it here.

**MAIL CALL! WATCHING OUT FOR THE WATCHDOG:** Ten Democratic senators urged appropriators to protect EPA's inspector general from budget cuts in the upcoming spending packages. Read the letter, led by Sheldon Whitehouse, here.

**SAVE THE EV CREDIT!** Mayors from 22 cities, including Atlanta, Phoenix, Louisville, Ky., and Los Angeles, sent a letter to tax conferees urging them to protect an electric vehicle tax credit as they negotiate a final package. "Electric vehicles afford Americans greater energy independence by reducing demand for imported fossil fuels," they write.

**FOR YOUR RADAR:** EDF Action is launching a training program to help candidates at all levels incorporate successful environmental messaging into their political campaigns. Candidates will learn through a web-based curriculum about how to develop an environmental message, keep it consistent through the campaign and respond to attacks. More information here.

**TAKE A GLANCE!** LCV's Chispa is out with a new video urging governors to take advantage of funding available through the VW settlement to transform diesel-powered school bus fleets to electric. Watch it here.

**MOVERS, SHAKERS:** Former FERC Chairman **Norman Bay** has joined the Duke University Energy Initiative and Nicholas Institute for Environmental Policy Solutions for a three-year term as a non-resident senior fellow.

The Edison Electric Institute has added **Seth Levey** as director of external affairs. He previously worked for Exxon Mobil. (h/t POLITICO Influence)

**Molly Block** started as press secretary at EPA on Monday. She was previously House National Resources press secretary (h/t Playbook).

## QUICK HITS

— Areas cut out of Utah monuments are rich in oil, coal, uranium. Washington Post.

— Rising threat: As the climate changes and seas swell, coastal colleges struggle to prepare. Chronicle of Higher Education.

— U.S. Interior Department wants more oil drilling, expedite ANWR permits. Reuters.

— N. Carolina regulators want more information on pipeline. AP.

— Trump officials examining states' authority in pipeline delays. Houston Chronicle.

— Oil rises over 1 percent on threatened Nigeria strike, short covering. [Reuters](#).

## HAPPENING TODAY

POSTPONED — "[Examining the Role of the Department of Energy in Energy Sector Cybersecurity](#)," House Energy and Commerce Energy Subcommittee, Rayburn 2123

## THAT'S ALL FOR ME!

*To view online:*

<https://www.politicopro.com/newsletters/morning-energy/2017/12/ferc-wants-more-time-to-decide-on-perrys-grid-resiliency-push-045153>

## Stories from POLITICO Pro

### 'Largest ever' Interior Alaska oil lease sale draws little interest [Back](#)

By Ben Lefebvre | 12/06/2017 08:26 PM EDT

The Interior Department received only seven bids from two companies today in what it had billed as the "[largest ever](#)" oil and gas lease sale in the National Petroleum Reserve in Alaska.

The bids on the 10.3 million unleased acres in the NPR-A generated just \$1.2 million in high bids, according to a Bureau of Land Management summary. The relatively low amount could undercut GOP arguments that opening up the nearby Arctic National Wildlife Refuge would generate \$1 billion in revenue.

A BLM Alaska [lease sale last year](#) generated \$18 million for 1.4 million acres offered.

Subsidiaries of ConocoPhillips and Anadarko were the only two companies that participated in the lease sale. The companies only bid for 80,000 acres, or less than 1 percent of the acreage offered. The highest bid amount was \$14.99 per acre.

Low oil prices and the relatively cheap and plentiful land available for hydraulic fracturing in the lower 48 has hurt oil company interest in the out-of-the-way fields of Alaska and the Gulf of Mexico. Interior Secretary Ryan Zinke and Sen. [Lisa Murkowski](#) (R-Alaska) have pushed to open more public land to drilling, however, saying that doing so is important to increase domestic energy production.

Zinke had previously said that today's "large and unprecedented sale in Alaska will help achieve our goal of American Energy Dominance."

An Interior spokesperson did not immediately respond to questions.

**WHAT'S NEXT:** Republicans hope to keep ANWR drilling provisions in their budget proposal.

*To view online [click here](#).*

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**Democrats worry Arctic National Wildlife Refuge being lost amid tax debate [Back](#)**

Democrats' fight to keep oil and gas rigs out of the Arctic National Wildlife Refuge is losing ground as the Republican tax plan advances — and it's almost as if no one has noticed.

The prospect of drilling in the untouched Alaskan tundra is as close to reality as it's been in more than a decade, with none of the political drama that in past decades turned the refuge's fate into a top-tier rallying cry for liberals. Legislation to allow drilling in ANWR is quietly hitching a ride on the tax code overhaul that Senate Republicans hope to complete by the end of the week, overshadowed by larger debates on whether the bill is a giveaway to rich people and corporations at the expense of the poor and working class.

"It's really not gotten the attention that it should," Sen. Tammy Duckworth (D-Ill.), a member of the Energy and Natural Resources Committee, told POLITICO about the ANWR provision. "It's not just the budget discussion. It's about everything else that's going on, the flurry of all sorts of other news."

Angus King (I-Maine) said Republicans were trying to shield ANWR from opposition by adding it to the larger bill rather than bringing it to the floor separately under rules, which would require it to win support from 60 senators to overcome a filibuster.

"Well, clearly the strategy is to try to get it through as part of this tax reform effort and thereby avoid a direct up-or-down vote," King said in an interview earlier this month.

The nonstop news cycle and preponderance of other concerns with the tax bill are making it difficult to focus on an issue that normally fires up Democratic voters.

"I do think that putting ANWR in the budget reconciliation package hasn't drawn as much extremist opposition because it is completely overshadowed by tax reform, which is the center of the package," said Chris Guith, senior vice president of the U.S. Chamber of Commerce's Global Energy Institute. "But there are some who aren't exactly supportive of tax reform that support ANWR, and it's possible to see ANWR bring a vote or two to help pass tax reform."

Senate Energy Chair Lisa Murkowski (R-Alaska) easily advanced legislation through her committee directing the Interior Department to hold two lease sales for drilling in ANWR over the next decade. It would raise \$1 billion over that period, according to the Congressional Budget Office, making it eligible for inclusion in a budget reconciliation package that Democrats cannot filibuster.

The reconciliation package also will include Republicans' tax plan and a repeal of the Obamacare individual mandate. While Murkowski helped scuttle the Obamacare repeal push earlier this year, she says she supports ending the mandate. Murkowski's office did not respond to a request for comment.

ANWR, a swath of tundra on the northern Alaska coast, is home to polar bears, porcupine caribou and a landscape that hasn't been touched in thousands of years. Congress designated the 19 million-acre area a wildlife refuge in 1980, but it set aside a 1.5-million-acre parcel known as "10-02" for possible drilling if future lawmakers approved such a plan. The U.S. Geological Survey estimated in 1998 that part of ANWR could hold up to 12 billion barrels of oil, and President Donald Trump and Alaska Republicans have called it essential for their plans for American "energy dominance."

Sen. Susan Collins (R-Maine), who is undecided on the tax bill for a several reasons, said she will support an amendment on the Senate floor to eliminate the ANWR language, but she said success there is not a prerequisite for her to vote for the underlying bill. "No it is not, but I would certainly try to get it out of the package," Collins told reporters Tuesday. Collins was the only Republican to cross the aisle on an unsuccessful



amendment to keep pro-drilling language out of the underlying budget resolution, meaning it is unlikely that she would be able to strip the ANWR provision from a reconciliation bill.

But Democrats say that passing a deficit-increasing tax bill in order to open ANWR would actually harm energy-producing states. That's because the \$1.5 trillion shortfall from the GOP tax cuts would trigger required "pay-as-you-go" cuts to mandatory spending programs, according to a CBO analysis sent to House Minority Whip Steny Hoyer (D-Md.).

One of the programs on the pay-go chopping block would be the energy royalty revenue sharing program carried out through the Mineral Leasing Act. Cutting those payments would lose Alaska an estimated \$15 million in energy royalty payments next year alone, an amount important to a state already facing budget shortfalls.

"Communities throughout the West would be impacted by the loss of revenue, which is used to support a variety of needs including infrastructure, school funding, conservation, and recreation," Hoyer said in a statement to POLITICO. "This is yet another example of the consequences associated with forcing through legislation to add \$1.5 trillion to the deficit in order to give tax cuts to the wealthy."

Pay-go cuts also would hit popular programs like Medicare and student loans, but Congress can waive the law with 60 votes in the Senate. Democrats are not yet on board with that approach.

The current push to open ANWR, coming amid a swarm of competing headlines and buried in larger legislation, has come nearer to succeeding than the GOP's two previous attempts. President Bill Clinton vetoed a budget package in 1995 that included language opening ANWR, while a Democratic filibuster thwarted a second attempt in 2005.

Environmental groups have targeted public engagement at only a handful of congressional districts. The League of Conservation Voters spent \$550,000 on television ads in three Republican congressional districts. The LCV also paid for a bipartisan polling firm to probe public opinion on opening ANWR, but even that focused only on registered voters in eight congressional districts.

"The reason they're trying to sneak it into the tax package is they know they don't have the votes otherwise," said Tiernan Sittenfeld, the league's senior vice president of government affairs. "They know they can't pass it under regular order, that's why they're doing a sneak attack."

Even ANWR supporters are staying out of the spotlight.

"I haven't seen any full-out, front-page ads, nothing like that," Alaska Oil and Gas Association President Kara Moriarty said. "We're a little battle-weary, to be honest. Alaskans support opening up ANWR. There's been a few statements reiterating that."

*Nick Juliano contributed to this report.*

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**Poor Alaska lease sale sows confusion on ANWR drilling plan [Back](#)**

The weak results from the lease sale in the National Petroleum Reserve-Alaska are giving Democrats ammunition in their fight to stop Republicans from opening the Alaska National Wildlife Refuge under the tax bill.

Democrats are making hay out of the fact only two companies bid in what Interior Secretary Ryan Zinke had hailed as an "unprecedented" offering of acreage in the NPR-A, and they say the lease sale, which generated only \$1.2 million, undercuts Republican claims that allowing drilling in a portion of ANWR would generate \$1 billion over 10 years. The latest report from the CBO, shared internally with budget staffers, estimated ANWR revenues would fall short by about \$366 million.

House Natural Resources ranking member Raul Grijalva (D-Ariz.) and two other committee members sent a letter to CBO Director Keith Hall asking for a re-do on ANWR drilling revenue estimates in light of the poor NPR-A showing.

But Sen. Lisa Murkowski (R-Alaska), the driving force behind putting the refuge in the budget package, said the lease sale had little bearing on prospects for ANWR, however. The refuge is believed to hold as much as 10 times the billion barrels of oil estimated to lie buried in the petroleum reserve, Murkowski said.

"Different fields, different prospectivity," Murkowski told reporters.

Meanwhile, House Natural Resources Chairman Rob Bishop (R-Utah) said negotiations over ANWR and how much money it might bring to federal coffers is ongoing.

"I'm going to see all sorts of numbers being thrown out at the last few minutes," Bishop told POLITICO. "We'll look at them. We'll still negotiate this process."

**WHAT'S NEXT:** Republicans will meet in conference to reconcile the House and Senate versions of the tax bill.

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**Zinke booked government helicopters to attend D.C. events** [Back](#)

By Ben Lefebvre | 12/07/2017 06:31 PM EDT

Interior Secretary Ryan Zinke spent more than \$14,000 on government helicopters this summer to take himself and staff to and from official events near Washington, D.C., in order to accommodate his attendance at a swearing-in ceremony for his replacement in Congress and a horseback ride with Vice President Mike Pence, according to previously undisclosed official travel documents.

The travel logs, released to POLITICO via a Freedom of Information Act request, show Zinke using taxpayer-funded vehicles from the U.S. Park Police to help accommodate his political events schedule.

In a case detailed in the new documents, Zinke ordered a U.S. Park Police helicopter to take him and his chief of staff, Scott Hommel, to an emergency management exercise in Shepherdstown, West Virginia, on June 21.

Zinke's staff justified the \$8,000 flight by saying official business would prevent him leaving Washington before 2 p.m., too late to make the two-hour drive to the exercise, according to the documents.

The event that prevented Zinke from leaving before 2 p.m. was the swearing-in ceremony for Rep. Greg Gianforte (R-Mont.), according to Zinke's official Interior calendar. Gianforte, who won a special election for Zinke's old seat in May, and his wife contributed \$15,800 to Zinke's two congressional campaigns.

"Secretary Zinke's last engagement in Washington D.C. is at 2 p.m.," an Interior staffer wrote as justification for using the helicopter. "Driving to [the West Virginia event] would not enable him to be on time and fully participate as scheduled."

Interior defended the trips.

"The swearing in of the Congressman is absolutely an official event, as is emergency management training," Interior spokeswoman Heather Swift wrote in an email Thursday. "Shame on you for not respecting the office of a Member of Congress."

Zinke also ordered a Park Police helicopter to fly him and another Interior official to and from Yorktown, Virginia, on July 7 in order to be back in Washington in time for a 4 p.m. horseback ride with Pence. The trip cost about \$6,250, according to the documents.

While in Yorktown, Zinke completed a walking tour of the local Revolutionary War battlefield and attended a boating industry roundtable discussion, according to the documents. The day before the trip, an Interior trip planner added to the schedule a 30-minute flyover of an area where Dominion Energy is building high-voltage electric transmission lines to run across the James River.

Interior officials originally estimated that driving to Yorktown would take about three hours, although one noted that "there is a major construction project on I-64, which will slow things down."

In an email to Interior travel scheduler Tim Nigborowicz, an Interior employee justified Zinke's using the helicopter rather than a less expensive method by saying "the Secretary will be able to familiarize himself with the in-flight capabilities of an aircraft he is in charge of" and that the Park Police staff on board would "provide an added measure of security to the Secretary during his travel."

The former Montana congressman and Navy SEAL is already being investigated by the Interior Department's inspector general and the independent Office of Special Counsel for his mixing of official travel and political events. Interior earlier this year released records documenting Zinke's use of charter and military aircraft, including a \$12,000 flight from Las Vegas to Montana that allowed him to give a speech for a hockey team owned by a major campaign donor.

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**Perry seeks plan for new grid study by Wednesday** [Back](#)

By Darius Dixon | 04/17/2017 03:17 PM EDT

Energy Secretary Rick Perry's memo starting a review of federal policies affecting the electric grid calls on his staff to submit an "implementation schedule" by Wednesday.

The text of Perry's Friday memo to his chief of staff, Brian McCormack, urges that the "full resources and relationships available to the [Energy] Department" should be used to determine which federal taxes and regulations have undermined baseload power plants.

"By Wednesday, April 19, 2017, present to me an implementation plan to complete this study 60-days [sic] from that date," Perry wrote.

The study would focus on the evolution of wholesale electricity markets, whether wholesale energy and capacity markets are adequately paying baseload power sources, and "extent to which continued regulatory burdens ... are responsible for forcing the premature retirement of baseload power plants."

Many of the issues targeted by Perry have been high on FERC's agenda for more than a year under its so-called price formation initiative, which focuses on how power plants are paid in an increasingly complex grid. FERC is also trying to navigate the complicated impacts of several state-level energy policies.

DOE, under former Energy Secretary Ernest Moniz, spent roughly a year analyzing the electric grid, including many of the issues raised in Perry's memo. The memo also raises concerns about the "diminishing diversity" of fuel types on the grid.

Bloomberg first reported on the memo Saturday.

**WHAT'S NEXT:** Perry's senior staff will submit a plan Wednesday for getting the full grid study to him by June 18, which is a Sunday and may push the deadline to the following day.

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**Bob Murray had early access to Rick Perry to share coal plan** [Back](#)

By Eric Wolff | 12/07/2017 05:30 PM EDT

Coal magnate Bob Murray pitched Energy Secretary Rick Perry on his plan to throw an economic lifeline to coal companies less than a month before Perry set in motion plans to aid the industry, according to newly disclosed photographs that show the two meeting.

The liberal magazine [In These Times](#) obtained pictures of Murray and Perry from a March 29 meeting at Energy Department headquarters, less than a month after Perry was [sworn in](#). Several other officials were in attendance, including Andrew Wheeler, who at the time was a lobbyist for Murray and has since been nominated as the Environmental Protection Agency's No. 2 official.

The meeting puts Murray and Perry together at a crucial moment in the timeline of the Trump administration's push to save the struggling coal industry, an effort that would benefit Murray Energy in particular while raising electricity prices for potentially millions of people. A month before the meeting, one of Murray's biggest customers, FirstEnergy, told investors it was seriously considering seeking bankruptcy protection for its

merchant division, FirstEnergy Solutions, a move that would likely void its supply contracts with Murray's coal mines.

Three weeks after Murray's visit, Perry would order a grid study that later became part of the justification for a proposed rule to reward coal and nuclear power plants for providing "grid resiliency." FERC, which has jurisdiction over the proposal, must make a decision on it by Monday.

At the time of the meeting, Wheeler was already the leading candidate to become the deputy administrator for EPA. Wheeler, who represented Murray as a lobbyist for Faegre Baker Daniels, would not be officially nominated for months. Wheeler, who has acknowledged participating in meetings on Murray's coal plan at DOE and on Capitol Hill, cleared committee last week and is awaiting Senate confirmation.

Murray is an outspoken supporter of President Donald Trump and held a fundraiser for him during the 2016 campaign.

DOE did not dispute the validity of the photos.

"Industry stakeholders visit the Department of Energy on a daily basis," DOE spokeswoman Shaylyn Hynes said, when asked about the meeting. "The DOE proposal to FERC was about the future and resiliency of the nation's power supply, an issue much bigger than one industry or company."

The photographs show Perry sitting at the head of a table in the Department of Energy, with Bob Murray, CEO of Murray Energy, to his left, and Wheeler down the table from Murray.

"Enclosed is an Action Plan for achieving reliable and low cost electricity ... and to assist in the survival of our Country's coal industry, which ... power grid reliability and low cost electricity," Murray writes in a cover letter to Perry, parts of which are visible in one photo from the meeting.

Though the document has never been publicly released, DOE critics say Murray's plan appears to have inspired DOE's grid study and the proposed rule Perry sent FERC in September. Copies are visible at the seats of most of the participants, including Perry and Murray. Wheeler, who told members of the Senate Environment Committee he had only seen the memo briefly, is not holding a copy in the photos obtained by In These Times. Murray told Greenwire in November he "didn't have any involvement" in writing the rule.

Murray has acknowledged sharing the plan with Trump.

"I gave Mr. Trump what I called an action plan very early," Murray said in a recent PBS Frontline documentary on EPA. "It's about three-and-a-half pages and — of what he needed to do in his administration. He's wiped out page one."

The meeting appears to have been successful for all. One of the photos shows Perry and Murray in a big bear hug.

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**Congress clears spending bill, averting shutdown** [Back](#)

Congress passed a two-week funding bill Thursday, staving off a government shutdown a day ahead of the deadline. But lawmakers face a turbulent next few weeks as they try to clinch a broader budget deal by the end of the year.

Senators approved the measure on a 81-14 vote, soon after the House passed it 235-193. Despite initial reluctance from conservative House Republicans, GOP leadership was ultimately able to pass it with votes to spare.

The more interesting action was arguably taking place across Pennsylvania Ave.

President Donald Trump met with the "Big Four" congressional leaders — Speaker Paul Ryan, Senate Majority Leader Mitch McConnell, Pelosi and Senate Minority Leader Chuck Schumer — at the White House on Thursday afternoon in a bid to jump-start negotiations over a two-year budget deal.

Per one senior Democratic aide, the vast majority of the talks focused on spending levels, and the two parties did not come to a consensus. Democrats want parity for any defense and non-defense spending boost, while Republicans want to see the Pentagon get the bulk of any spending increase.

"We had a good meeting. We agreed to keep on talking," McConnell said after returning from the meeting. Asked if they were any closer to a deal on spending caps, he said, "I wouldn't say that, but it was a good meeting. Everybody wants to get to an outcome."

"We had a productive conversation on a wide variety of issues," Pelosi said in a statement following the meeting. "Nothing specific has been agreed to, but discussions continue."

The group also discussed the fate of the Deferred Action for Childhood Arrivals program. GOP leaders argued the issue would have to be dealt with separately from funding the government — something many Democrats will not support.

Earlier in the day, Pelosi told reporters, "We will not leave here without a DACA fix."

The shutdown dance comes as Republican leaders and the White House are pushing to finish work on a trillion-dollar-plus tax cut plan being hashed out by House and Senate tax writers. Ryan and McConnell are hoping to buy enough time in the budget talks to complete work on the tax bill, all while mollifying their defense hawks and conservative hard-liners in the House Freedom Caucus. And that's to say nothing of Democratic demands for a deal to help hundreds of thousands of Dreamers who face possible deportation next year, as well as a host of other controversial policy issues.

Ahead of the meeting, a senior administration official said Trump's main push would be to keep DACA out of the budget deal, increase defense spending without boosting non-defense funding, and get Democrats to agree to allow his hugely controversial border wall project.

That, Democrats say, is a White House pipedream. During a Thursday speech on the floor, Schumer said Trump and Republicans will have to be open to real negotiations in order to reach a budget deal, and added that the GOP would pay politically if there is a shutdown.

"Congressional negotiators are making good headway on a budget deal that would meet our commitments to our military and also urgent priorities here at home," Schumer said on the floor.

"Unfortunately, the progress here in Congress is in stark contrast to the rhetoric coming from the White House. President Trump again suggested yesterday that 'a shutdown could happen.' If a shutdown happens, as the president seemed to be rooting for in a tweet earlier this year, it will fall on his shoulders. His party controls the Senate, the House, and the presidency."

But first, Republicans had to put up the 217 votes to keep the government open Thursday — not an easy feat for a conference populated with conservatives who rarely vote for any spending bills.

That's why Ryan, House Majority Leader Kevin McCarthy (R-Calif.) and other GOP leaders spent much of Wednesday huddling with conservative hard-liners unhappy with the leadership plan to avert a shutdown. McCarthy even brought in McConnell to talk to frustrated rank-and-file members grumbling about the strategy at one point.

By Thursday morning, however, House GOP leaders were predicting they'd have the votes to pass the continuing resolution. And they were right.

*Rachael Bade, Jennifer Scholtes and Seung Min Kim contributed to this report.*

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**Apple's fight with shareholders tests SEC stance on activist proposals** [Back](#)

By Patrick Temple-West | 12/08/2017 05:01 AM EDT

How the Securities and Exchange Commission rules on a bid by Apple Inc. to block a shareholder proposal could have "serious repercussions" for investors, an asset manager involved in a fight with the iPhone-maker [said](#) on Thursday.

Boston-based Jantz Management LLC argues that Apple is "out of line with longtime SEC rulings" in its request to block a shareholder proposal from Jantz that asks the company to set a specific date for when it could eliminate its carbon footprint.

Apple's defense is untested because it is using little-noticed SEC guidance [published](#) on Nov. 1 to ask the agency for permission to block Jantz's proposal.

The guidance said the SEC would weigh any recommendation by a company's board of directors on whether a shareholder proposal involves a significant policy issue and should be included, or if it is "ordinary business" and should be disallowed.

Apple said its board determined that the Jantz proposal should not be considered at the company's 2018 annual shareholder meeting.

The Cupertino, Calif.-based company says it is already working to eliminate the carbon footprint in its supply chain. The company did not immediately respond to a request for comment.

The matter is pending before the SEC. If the agency allows Apple to block the proposal, the decision "could have serious repercussions not just for Apple shareholders, but for investors in all other companies," said Jantz, which has about \$41 million of assets under management.

"The SEC has long made it clear that proposals on a company's actions on climate change are not ordinary business, and that there is a dire need for leading companies to set a timeframe to reduce [greenhouse gas] emissions aggressively now," said Jantz, which often tries to agitate for politically progressive changes at companies with shareholder proposals.

Apple is also asking the SEC for permission to block a shareholder proposal offered by Zevin Asset Management that's seeking a report about how CEO Tim Cook's compensation could be tied to sustainability metrics, including diversity among senior executives. In this dispute, Apple is also using the SEC's Nov. 1 guidance to bolster its case.

Zevin is a Boston-based socially responsible investment fund with \$554.5 million under management.

Historically, "proposals related to environmental matters or executive compensation are generally considered weighty policy matters and not ordinary business," law firm Davis Polk said in a client note last month.

An SEC spokesman declined to comment.

Shareholder activism can have a big impact on corporate actions. In May, almost two-thirds of Exxon Mobil's shareholders defied corporate executives and voted for the company to incorporate the Paris climate agreement into its business models, regardless of what the U.S. government does.

Similar resolutions won majority shareholder support at Occidental Petroleum and PPL Corp.

In response, the Trump administration in October proposed making it harder for shareholders to file proposals, which can cost companies tens of millions of dollars to deal with.

The Treasury Department recommended that the SEC raise the thresholds for when an investor can resubmit a proposal that previously drew low voter support. From 2007 to 2016, almost a third of all shareholder proposals were resubmissions, Treasury said.

Treasury argued that big investors with overt social, religious or policy objectives — and just six individual investors — were responsible for two-thirds of all shareholder proposals filed in 2016.

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**Canadian industry leader urges U.S. not to dump NAFTA energy chapter [Back](#)**

By Doug Palmer | 12/07/2017 03:59 PM EDT

The United States should abandon the idea of eliminating the NAFTA energy chapter and work with Canada and Mexico to improve its provisions, the head of the Canadian Electricity Association said today.



"We believe ... the chapter has worked well and that it does not require major fixing or nixing," CEA president and CEO Sergio Marchi said during a discussion on NAFTA energy issues hosted by the Washington International Trade Association. "It provides a consolidated energy space in NAFTA, and offers an effective framework for adding new elements as we modernize this agreement."

That is also Canada's position, a Canadian embassy spokesman said. Mexico has also expressed support for including an energy chapter in the revamped agreement now being negotiated. That's a major change from 25 years ago, when it insisted on being excluded from NAFTA energy commitments.

Marchi, a former Canadian trade minister, said his group has been told the U.S. wants to eliminate the chapter based on the rationale its provisions can be covered by other sections of the agreement.

"We also hear, for example, that without a chapter it makes it a lot easier for USTR to run the show, rather than relying on interdepartmental consultations," Marchi said.

The Office of the U.S. Trade Representative declined to comment on whether the U.S. was proposing to eliminate the chapter.

Marchi said scrapping the chapter wouldn't necessarily undo the energy reforms contained in the pact. But he argued it would make it appear the chapter hasn't worked, when that's not the case.

"We think [eliminating the chapter] would be a mistake," Marchi said, adding that Canada and Mexico could just as easily argue that the U.S. demand for a textiles chapter is unnecessary.

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**From:** Jack Gerard, API [Jack\_Gerard\_API@mail.vresp.com]  
**Sent:** 12/7/2017 2:25:19 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** New Study Highlights Importance of STEM Education, Energy Industry Job Opportunities

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**December 7, 2017**

Dear Samantha,

America's natural gas and oil industry is one of the nation's leading employers, supporting 10.3 million jobs while delivering the energy that powers homes and businesses and fuels the economy in countless ways. And opportunities are only expected to grow. With 1.9 million new job opportunities expected in the oil, natural gas and petrochemicals industries by 2035, there is a growing need for workers with a variety of skills – especially in STEM (science, technology, engineering and math) fields.

Last week the RAND Corporation released a study demonstrating that STEM education leads to greater employment opportunities, including in the natural gas and oil industry. Some of the key findings include:

- Nearly 20 percent of all current U.S. jobs require STEM skills and/or training.
- STEM jobs are projected to grow about 9 percent out to 2024.
- A STEM bachelor's degree nearly doubles the likelihood of working in the natural gas and oil industry.
- Nearly half of all STEM jobs don't require a four-year degree, and a third of all STEM jobs are in blue-collar occupations. In our industry, more than 1 million blue-collar job opportunities are projected through 2035.

Workers in STEM jobs out-earn those in non-STEM fields by almost \$8.50 an hour, and salaries are even higher for energy industry jobs. Those who work in the natural gas and oil industry earn more than those who don't – almost without exception, across all education levels, degree majors, gender, race, ethnicity and occupation types.

That spells great opportunity for well-paying jobs across a variety of positions – including for millennials. Millennials' representation in industry employment is expected to rise from today's 34 percent to 41 percent within the next decade, and the natural gas and oil industry is engaged in a variety of activities and investments geared toward supporting educational opportunities and increasing awareness of STEM possibilities for the next generation of workers, especially among under-represented groups such as women and minorities.

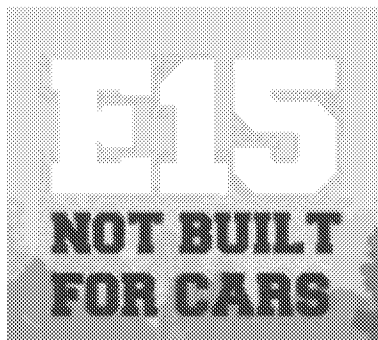
As one of the nation's largest employers – providing products integral to economic growth, national security and daily life – we have a higher stake than most other industries in helping to prepare the next generation with the skills they'll need to succeed in tomorrow's economy. As our extensive research makes clear, success – for individual workers and the nation overall – increasingly will require strong skills in STEM areas. When it comes to promoting STEM training, the natural gas and oil industry is on the case to put more Americans on the job.

Sincerely,

Jack N. Gerard  
President & CEO  
API

## EPA Sidesteps Problems in its 2018 Ethanol Volumes

The EPA just released its annual ethanol requirements for 2018 under the Renewable Fuel Standard, and the outdated program continues to put consumers at risk for higher costs and engine damage. [Learn more about the 2018 requirements and why the broken RFS program should be significantly repealed or replaced.](#)



## Follow our Blog to stay up-to-date

To stay up-to-date on the latest energy-related news, there is no better place to check than the [Energy Tomorrow Blog](#).



## About API:

API is the only national trade association representing all facets of the oil and natural gas industry, which supports 10.3 million U.S. jobs and nearly 8 percent of the U.S. economy. API's more than 625 members include large integrated companies, as well as exploration and production, refining, marketing, pipeline, and marine businesses, and service and supply firms. They provide most of the nation's energy and are backed by a growing grassroots movement of more than 40 million Americans.

To learn more about API and the value of oil and natural gas, please visit [API.org](http://API.org).

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Jack Gerard, API  
1220 L Street, NW  
Washington, DC 20005  
US



Message

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**From:** Card, Lorine - Virtual US [Lorine.Card@mosaicco.com]  
**Sent:** 12/6/2017 4:53:54 PM  
**To:** Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** Fact Sheet

I am going to be dropping off a document to you this afternoon and will leave it at the security desk that is timely for the Administrator's upcoming travel.

Thanks.

Lorine



**Lorine D. Card | Federal Government Affairs**

The Mosaic Company | 300 M Street SE | Suite 402 | Washington, DC 20003

P: **Ex. 6 - Personal Privacy** E: [lorine.card@mosaicco.com](mailto:lorine.card@mosaicco.com) | [www.mosaicco.com](http://www.mosaicco.com)

Message

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**From:** Kilgore, Jerry W. [JKilgore@cozen.com]  
**Sent:** 12/6/2017 4:43:00 PM  
**To:** Dominguez, Alexander [dominguez.alexander@epa.gov]; Atkinson, Emily [Atkinson.Emily@epa.gov]  
**CC:** Gunasekara, Mandy [Gunasekara.Mandy@epa.gov]; Dravis, Samantha [dravis.samantha@epa.gov]  
**Subject:** RE: LKQ

LKQ also could meet at any point on Thursday if that day is better. Thanks for your consideration.



**Jerry Kilgore**  
Member | Cozen O'Connor  
1200 19th Street NW | Washington, DC 20036  
Ex. 6 - Personal Privacy | F: 202-640-5526  
Email | Bio | Map | cozen.com

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**From:** Dominguez, Alexander [mailto:dominguez.alexander@epa.gov]  
**Sent:** Tuesday, December 5, 2017 3:13 PM  
**To:** Kilgore, Jerry W. <JKilgore@cozen.com>; Atkinson, Emily <Atkinson.Emily@epa.gov>  
**Cc:** Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Dravis, Samantha <dravis.samantha@epa.gov>  
**Subject:** RE: LKQ

I am fairly certain tomorrow is pretty full but looping in Emily who assists with Mandy's scheduling and can let you know if anything is available.

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**From:** Kilgore, Jerry W. [mailto:JKilgore@cozen.com]  
**Sent:** Tuesday, December 5, 2017 2:52 PM  
**To:** Dravis, Samantha <dravis.samantha@epa.gov>  
**Cc:** Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Dominguez, Alexander <dominguez.alexander@epa.gov>  
**Subject:** RE: LKQ

No worries! The only meeting on my calendar tomorrow that cannot be changed is from 10-11 a.m.



**Jerry Kilgore**  
Member | Cozen O'Connor  
1200 19th Street NW | Washington, DC 20036  
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**From:** Dravis, Samantha [mailto:dravis.samantha@epa.gov]  
**Sent:** Tuesday, December 5, 2017 2:48 PM  
**To:** Kilgore, Jerry W. <JKilgore@cozen.com>  
**Cc:** Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>; Dominguez, Alexander <dominguez.alexander@epa.gov>  
**Subject:** Re: LKQ

Thanks Jerry. Looping in Mandy and Alex - do you all have some time tomorrow? Of course, I dropped the ball on this yesterday and we missed a day. I am so sorry.

Sent from my iPad

On Dec 4, 2017, at 6:15 PM, Kilgore, Jerry W. <[JKilgore@cozen.com](mailto:JKilgore@cozen.com)> wrote:

Samantha: I hope you are doing well! I wanted to check on the possibility of a meeting with Mandy's team in Clean Air for LKQ. LKQ has an interest in certain provisions of Phase 2 Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines. I understand from them that there was a hearing on the issue today. I believe LKQ simply wants to learn more about this process. A representative from LKQ is in town tomorrow and Wednesday. Of course, we would make ourselves available at a time chosen by the team.

As always, thanks for your consideration.



Jerry Kilgore  
Member | Cozen O'Connor  
1200 19th Street NW | Washington, DC 20036  
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**From:** Dravis, Samantha [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ECE53F0610054E669D9DFFE0B3A842DF-DRAVIS, SAM]  
**Sent:** 12/8/2017 5:27:16 PM  
**To:** Robin Bravender [rbravender@eenews.net]  
**Subject:** Re: Time for a quick question today?

Of course! Give me a min

Sent from my iPad

On Dec 8, 2017, at 12:27 PM, Robin Bravender <rbravender@eenews.net> wrote:

Hi Samantha,

I'd love to run something by you if you have 5 minutes at any point today. Ex. 6 - Personal Privacy

Thank you!

**Robin Bravender**  
Climatewire deputy editor, E&E News  
rbravender@eenews.net

**Ex. 6 - Personal Privacy**

@rbravender

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